

URBAN/MUNICIPAL

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1998

BY-LAWS OF THE CITY OF

HAMILTON 1998

98-001 to
98-125



BY-LAW NO. 98 - 001

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 4th DAY OF DECEMBER, 1997.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

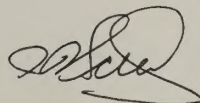
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

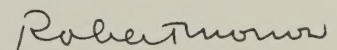
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 4th day of December 1997



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-02

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 39, PLAN 62M-806
INTO BOLZANO DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Bolzano Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Bolzano Drive.

All of Block 39, Plan 62M-806.

City of Hamilton

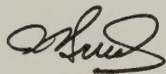
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

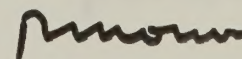
PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-03

TO INCORPORATE CITY LAND
DESIGNATED AS PART 1 ON PLAN 62R-13808
INTO ALFRIN COURT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Alfrin Court within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Alfrin Court.

Part of Block 143, Plan 62M-679 designated as Part 1 on Plan 62R-13808.

City of Hamilton

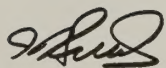
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

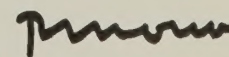
PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor



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THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 04

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCKS 28 & 29, PLAN 62M-808
INTO FANO DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Fano Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Fano Drive.

All of Blocks 28 & 29, Plan 62M-808.

City of Hamilton

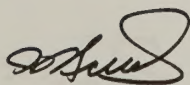
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

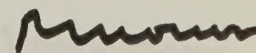
PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 05

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 55, PLAN 62M-743
INTO MAPLERIDGE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Mapleridge Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Mapleridge Drive.

All of Block 55, Plan 62M-743.

City of Hamilton

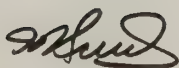
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 06

TO INCORPORATE CITY LAND
DESIGNATED AS PART 1, PLAN 62R-14281
INTO LINDEN STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Linden Street within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Linden Street.

Part of Lots 12, 13 & 14, Registered Plan 414, designated as Part 1 on Plan 62R-14281.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

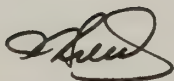
2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-07

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 32, PLAN 62M-745
INTO LOCHEED DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Lockheed Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Lockheed Drive.

All of Block 32 on Plan 62M-745.

City of Hamilton

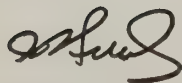
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-08

TO INCORPORATE CITY LAND
DESIGNATED AS PART 1, PLAN 62R-14308
INTO SIRENTE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Sirente Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Sirente Drive.

Part of Lot 12, Concession 7, in the geographic township of Barton designated as Part 1 on Plan 62R-14308.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

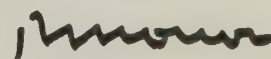
PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-09

TO SELL A CLOSED PORTION OF GARSIDE AVENUE NORTH
DESIGNATED AS PART 1 ON PLAN 62R-13955

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the said Garside Avenue North was closed by By-law 7408, registered as Instrument No. 1633 By-law and as authorized by City Council in adopting Item 34 of the 7th Report of the Transport & Environment Committee on 1997 June 24.

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the sale of the closed portion of Garside Avenue North designated as Part 1 on Plan 62R-13955.

City of Hamilton

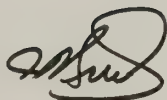
Regional Municipality of Hamilton-Wentworth

2. That the closed portion of Garside Avenue North designated as Part 1 on Plan 62R-13955 be sold to Peninsula Orthodontic Services Inc. as authorized by City Council at it's meeting on 1997 June 24 for a sum of \$27,500.00 pursuant to the agreement dated 1997 May 27.

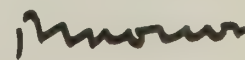
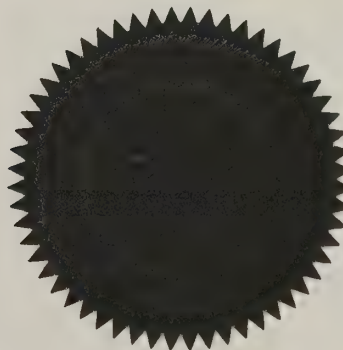
PASSED this 11th

day of December

A.D. 1997



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-10

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Gainsborough	Northbound and Southbound	Old Orchard
Milkyway	Northbound	Solomon
Adair	Southbound	Lucerne
Taylor	Southbound	Lucerne
Taylor	Northbound	Central
Reid	Northbound	Central
Kirkfield	Westbound	Springside
Piano	Northbound	Jacqueline
West 16th	Northbound and Southbound	Sanatorium
Locheed	Eastbound and Westbound	Castle
Castle	Northbound	Locheed
Purnell	Westbound	Clifton Downs
Toby	Northbound and Southbound	Elliott
Norman	Northbound	Argyle

Baroche	Southbound	Berko
Locke	Northbound and Southbound	Herkimer
Crosthwaite	Southbound	Normandy
Montcalm	Northbound and Southbound	Ambassador
Locke	Northbound and Southbound	Florence."

2. That **Schedule 11 (Yield Right-Of-Way Signs)** of said By-law is hereby amended by deleting therefrom the following items, namely:-

"Adair	Southbound	Lucerne
Taylor	Southbound	Lucerne
Taylor	Northbound	Central
Reid	Northbound	Central."

3. That **Schedule 22 (Hamilton Street Railway Bus Routes)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Macklin Street	King Street	Longwood Avenue
Unsworth Drive	Upper Ottawa Street	Hempstead Drive
Hempstead Drive	Unsworth Drive	Nebo Road
Omni Drive	Stone Church Road	Upper Horning Road
Upper Horning Road	Omni Drive	northerly end."

and by deleting therefrom the following items, namely:-

"Ambrose Avenue	Veevers Drive	Greenhill Avenue
Elmwood Avenue	West 21st Street	Garth Street
Grenadier Drive	Mohawk Road	Toby Crescent
Osbourne Street	Barton	Melvin
Talbot Street	Barton	Melvin Avenue
Toby Avenue	Grenadier Drive	Upper Kenilworth
Upper Horning	Mohawk	Golf Links
Veevers Drive	Quigley Road	Ambrose Avenue
West 21st	Sanatorium Road	Elmwood Avenue."

4. That **Schedule 23 (Hamilton Street Railway)** of said By-law is hereby amended by adding to the **Outbound** column thereof the following items, namely:-

"Hunter (n/side) 77 feet east of Park (M/B)

Hunter (n/side) 36 feet east of Bay (N/S)

Depew (e/side) 149 feet north of Gertrude (M/B)."

and by deleting therefrom the following items, namely:-

"Duke at Bay (N/S)

Depew at Gertrude."

5. That **Schedule 29 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Devonport	East	commencing at York and extending 44 feet southerly therefrom	Anytime
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Jameston	Both	commencing at West 5th and extending 63 feet easterly therefrom	Anytime
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Jefferson	West	commencing at Main and extending 88 feet southerly therefrom	Anytime
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Bonaparte	South	commencing 108 feet west of Fusilier and extending to a point 54 feet east of Fusilier	Anytime
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Ward	North	commencing at Bowman and extending 60 feet westerly therefrom	Anytime
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Mountville	North	commencing at Upper Wellington and extending 59 feet easterly therefrom	Anytime
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Shaw	North	commencing 195 feet east of Cheever and extending 78 feet easterly therefrom	Anytime
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Brant	North	commencing at Wentworth and extending 55 feet easterly therefrom	Anytime
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Acadia (north leg)	North	commencing at the extended east curb line of Acadia (east leg) and extending 67 feet westerly therefrom	Anytime
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Annapolis	North	commencing at the extended east curb line of Acadia (east leg) and extending 44 feet easterly therefrom	Anytime."
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6. That **Schedule 30 (Commercial Vehicle Loading Zones)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"King William South	22 feet	64 feet east of John	9:00 a.m. - 5:00 p.m. Monday to Friday."
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7. That **Schedule 31 (School Bus Loading Zones)** of said By-law be amended by deleting therefrom the following items, namely:-

"Bonaparte	South	120 feet	84 feet east of the east curb line of Brigade	7:00 a.m. - 6:00 p.m. Monday to Saturday
Bonaparte	South	29 feet	82 feet east of the east curb line of Corsica	7:00 a.m. - 6:00 p.m. Monday to Saturday."

8. That **Schedule 35 (Wheelchair Loading Zones)** of said By-law be amended by adding thereto the following items, namely:-

"West 2nd	East	23 feet	commencing 141 feet south of South Bend	Anytime
Franklin	North	33 feet	commencing 57 feet east of East 27th	3:00 p.m. - 4:00 p.m. Monday to Friday."

and by deleting therefrom the following item, namely:-

"Cochrane	East	22 feet	commencing at a point 97 feet south of Central	9:00 a.m. - 5:00 p.m. Monday to Saturday."
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9. That **Schedule 37 (Snow Routes)** of said By-law be amended by adding thereto the following items, namely:-

"Macklin	Both	King	Longwood
Unsworth	Both	Upper Ottawa	Hempstead
Hempstead	Both	Unsworth	Nebo
Omni	Both	Stone Church	Upper Horning
Upper Horning	Both	Omni	northerly end."

and by deleting therefrom the following items, namely:-

"Ambrose	Both	Veevers	Greenhill
Elmwood	Both	Garth	West 21st
Grenadier	Both	Mohawk	Toby
Osbourne	Both	Melvin	Barton
Talbot	Both	Melvin	Barton
Toby	Both	Grenadier	Upper Kenilworth
Veevers	Both	Quigley	Ambrose
West 21st	Both	Sanatorium	Elmwood
Upper Horning	Both	Mohawk	Golf Links."

10. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

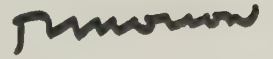
PASSED this 11th

day of December

1997.



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 11

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 24 (Parking Meter Locations)** of said By-law is hereby amended by deleting from **Section 3(a)** thereof the following item, namely:-

"Balmoral West commencing 57 feet north of Cannon and extending 36 feet northerly therefrom."

2. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Whitney	Both	Broadway to Bowman	2hr	8 am - 6 pm	Mon - Fri
Munroe	North	Niagara to Hillyard	1hr	8 am - 8 am (24 hrs)	Mon - Sun
Hillyard	West	Munroe to Brant	1hr	8 am - 8 am (24 hrs)	Mon - Sun
West 27th	West	Bendamere to 177 feet northerly therefrom	1hr	8 am - 6 pm	Mon - Fri
Devonport	East	Tom to 171 feet south of York	1hr	8 am - 5 pm	Mon - Fri
Devonport	West	Tom to York	1hr	8 am - 5 pm	Mon - Fri
Angela	North	West 32nd to West 35th	1hr	8 am - 6 pm	Mon - Fri."

and by deleting therefrom the following items, namely:-

"Gladstone East Delaware to Main 2hr 8 am - 8 am (24 hrs) Mon - Fri

Traymore	Both	Forsyth to Dalewood	1hr	8 am - 6 pm	Mon - Fri
Brant	South	Niagara to 165 feet east	1hr	8 am - 6 pm	Mon - Sat
West 27th	West	Bendamere to a point 121' northerly therefrom	1hr	8 am - 6 pm	Mon - Fri
Devonport	East	commencing at a point 171 feet south of York to Tom	1hr	8 am - 9 pm	Mon - Sun
Devonport	West	Tom to York	1hr	8 am - 9 pm	Mon - Sun."

3. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Waverly	West	commencing 62 feet north of Melvin and extending 85 feet northerly therefrom		Anytime
Hester	South	commencing at Ridge and extending 120 feet easterly therefrom		Anytime
King William	South	commencing 64 feet east of John and extending 22 feet easterly therefrom		Anytime
Nova	North	commencing at Kings Forest and extending 68 feet easterly therefrom		Anytime
Balmoral	West	commencing 57 feet north of Cannon and extending 36 feet northerly therefrom		Anytime
Traymore	North	Forsyth to Dalewood		Anytime
Brant	North	Niagara to Dickson		Anytime
Cameo	North	Upper Sherman to Carmen		Anytime
Avondale	West	commencing 193 feet south of Mons and extending 14 feet southerly therefrom	8 am - 5 pm	Mon - Fri
Hester	South	commencing 120 feet east of Ridge to Manning	7 am - 6 pm	Mon - Sat
Brant	North	Wentworth to Niagara	8 am - 12 noon	3rd Wednesday Each Month April - Nov. "

and by deleting therefrom the following items, namely:-

"Hester	South	Ridge to Manning	7 am - 6 pm	Mon - Sat
Brant	North	Westerly end to Dickson		Anytime."

4. That **Schedule 27 (Alternate Side Parking)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Traymore Forsyth to Dalewood		North	South
Kings Forest from a point 68 feet north of Nova to a point 20 feet northerly therefrom		West	
Kings Forest Nova to 92 feet north			East."

5. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Mary	East	commencing 140 feet south of Burlington and extending 16 feet southerly therefrom	Anytime
Francis	South	commencing 145 feet west of Douglas and extending 20 feet westerly therefrom	Anytime
Stapleton	West	commencing 302 feet north of McAnulty and extending 22 feet northerly therefrom	Anytime
Traymore	South	Forsyth to Dalewood	Anytime
Brant	Both	Wentworth to Niagara	Anytime
Macauley	South	commencing 269 feet west of MacNab and extending 16 feet westerly therefrom	Anytime
Albany	South	commencing 74 feet west of Cope and extending 18 feet westerly therefrom	Anytime
Belview	East	commencing 27 feet south of Cannon and extending 16 feet southerly therefrom	Anytime
Dundurn	East	commencing 139 feet south of South and extending 18 feet southerly therefrom	Anytime
Catharine	East	commencing 49 feet south of Picton and extending 18 feet southerly therefrom	Anytime
Florence	South	commencing 62 feet west of Ray and extending 21 feet westerly therefrom	Anytime
Somerset	South	commencing 139 feet west of Barnesdale and extending 24 feet westerly therefrom	Anytime

Gibson	East	commencing 141 feet north of Cannon and extending 21 feet northerly therefrom	Anytime
Gibson	West	commencing 156 feet north of Cannon and extending 23 feet northerly therefrom	Anytime."

and by deleting therefrom the following item, namely:-

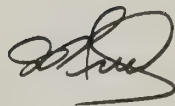
"Francis	South	commencing 106 feet west of Douglas and extending 20 feet westerly therefrom	Anytime
Ray	West	commencing 24 feet south of Florence and extending 18 feet southerly	Anytime
John	East	commencing 58 feet north of Strachan and extending 25 feet northerly therefrom	Anytime."

6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

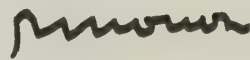
PASSED this 11th

day of December

1997.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 12

To Establish:

Site Plan Control

Respecting:

**LAND LOCATED AT MUNICIPAL NO.
1200 BARTON STREET EAST**

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

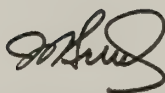
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

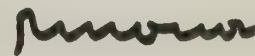
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

166. Land located at Municipal No. 1200 Barton Street East, shown on Appendix 166 hereto annexed and forming part of this by-law.
2. Appendix 166 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this eleventh day of December A.D. 1997

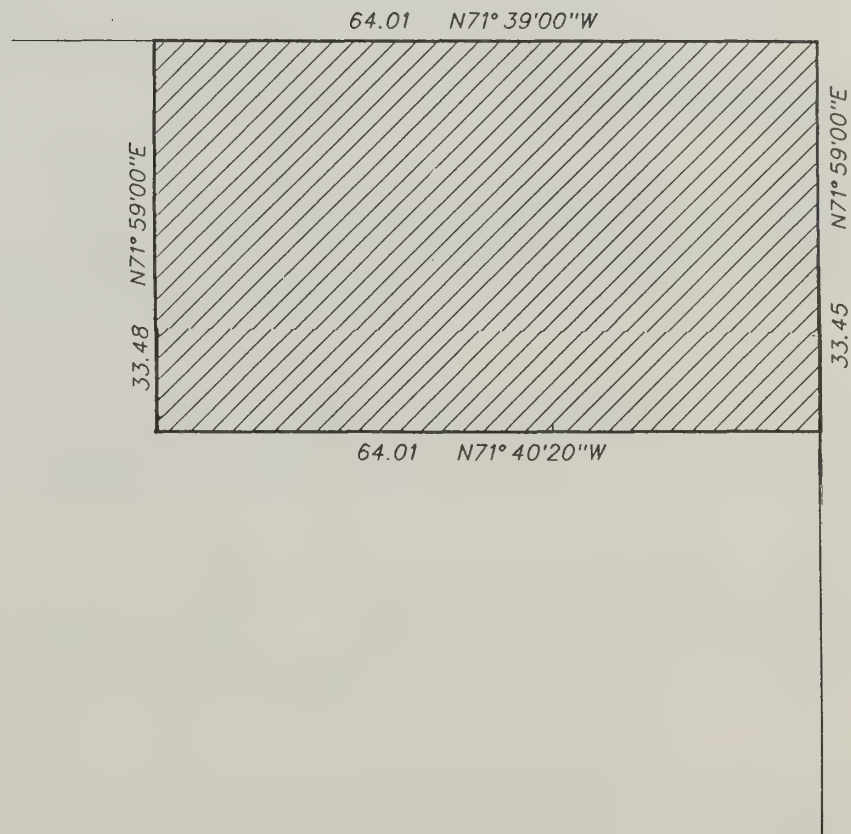


CITY CLERK



MAYOR

BARTON STREET EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-....12.....
Passed the11th..... day of .December....., 1997.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton

Appendix 166

to the By-Law No. 79-275
as Amended by By-Law No. 87-223

Planning and Development Department

Legend



Lands designated under this By-Law
as an area of Site Plan Control
pursuant to section 41 of the
Planning Act, R. S. O. 1990.

North



Scale
NOT TO SCALE

Date
November 1997

Reference File No.

A-97-239

Drawn By

B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98-13

To Amend:

By-law No. 87-178

As Amended by By-laws No. 96-019 and 97-157

Respecting:

THE BARTON VILLAGE BUSINESS IMPROVEMENT AREA

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-178, on the 23rd day of June 1987, to designate the improvement area described in Schedule "A" and shown on Schedule "B" attached thereto, in accordance with subsection 217(1) of the Municipal Act, R.S.O. 1980, Chapter 302, now section 220(1) of the Municipal Act, R.S.O. 1990, Chapter M.45;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 96-019, on the 13th day of February 1996, to expand the existing boundaries of the Business Improvement Area to include 486 Barton Street East;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 97-157, on the 8th day of July 1997, to change the name of the Barton Street East #1 Business Improvement Area to "The Barton Village Business Improvement Area", in accordance with the Business Improvement Area's decision to change its name as part of its marketing strategy;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 10 of the 13th Report of the Planning and Development Committee on the 26th day of August 1997, directed that the Barton Village Business Improvement Area boundaries be further expanded in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS the Notice of Intent to expand the existing boundaries of the Business Improvement Area has been circularized to the Business Improvement Area membership and the proposed expansion area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 87-178, as amended, is further amended by expanding the boundaries, as described in Schedule "A" hereto annexed and as shown on Schedule "B" hereto annexed, each forming part of this by-law, to include the following:

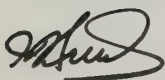
- the north side of Barton Street from Wellington Street to Ferguson Avenue;
- 139 Oak Avenue;

- the south side of Barton Street from 486 Barton Street to Sanford Avenue North;
- the north side of Barton Street from Wentworth Street North to Sanford Avenue North; and
- the block bounded by Wentworth Street to the west, CNR tracks to the north, Birch Avenue to the east and Barton Street to the south.

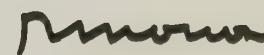
2. In all other respects, By-law No. 87-178, as amended, is hereby confirmed, unchanged.

3. This by-law comes into effect on the 1st day of January, 1998.

PASSED this eleventh day of December A.D. 1997



CITY CLERK



MAYOR

SCHEDULE "A"
Description of Barton Village Business Improvement Area

The land located in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, described as follows;

Commencing at a point in the western limit of Wellington Street, distant one hundred and twenty four feet north of the north limit of Barton Street,

Thence northerly along the said western limit of Wellington Street to its intersection with the westerly production of the southern limit of Copeland Avenue as closed by City of Hamilton By-Law 71-101 and 738, registered as Instrument 201532 AB and 84 By-Law, respectively.

Thence to and along the said southern limits of the said Copeland Avenue as closed and its easterly production to a point in the eastern limit of Victoria Avenue.

Thence southerly along the said eastern limit of Victoria Avenue to the north west corner of Lot 2, Registered Plan 33.

Thence easterly along the northern limit of the said Lot 2 and its easterly production to its intersection with the western limit of Lot 29, Registered Plan 33.

Thence southerly along the western limit of said Lot 29 to a point distant eighty point two five feet (80.25') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the eastern limit of East Avenue.

Thence southerly along the eastern limit of East Avenue to a point distant fifty five feet (55.0') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to its intersection with the western limit of Lot 59, Registered Plan 33.

Thence northerly along the western limit of said Lot 59 to the north west corner thereof.

Thence easterly along the northern limit of said Lot 59 and its easterly production to a point in the eastern limit of Emerald Street, being the western limit of Lot 1, Registered Plan 133.

Thence southerly along the eastern limit of Emerald Street to a point distant ninety feet (90.0') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to a point in the western limit of Lot 4, Registered Plan 133.

Thence northerly along the said western limit of Lot 4 to the north west corner thereof.

Thence easterly along the northern limits of Lot 4, 5 and 6, Registered Plan 133 and the easterly production to its intersection with the eastern limit of Oak Avenue, being the western limit of Lot 1, Registered Plan 260.

Thence northerly along the said western limit of Lot 1 to the north west corner thereof.

Thence easterly along the northern limits of Lots 1, 2, 3, 4, 5 and 6, Registered Plan 260 and the easterly production to a point in the eastern limit of St. Mathews Avenue, being the eastern limit of the said Registered Plan 260.

Thence southerly along the east limit of St. Mathews Avenue to a point distant eighty nine point one seven feet (89.17') north of the north limit of Barton Street, being the north west corner of Part 3, Plan 62R-2137.

Thence easterly along the north limit of Parts 3 and 2, Plan 62R-2137 and its easterly production to its intersection with the southerly production of the west limit of an alley running parallel with and east of St. Mathews Avenue.

Thence northerly along said production of the west limit of the said alley four point nine two feet (4.92') more or less to the south limit of an alley.

Thence easterly along the south limit of the alley to a point in the western limit of Cheever Street, being the north east corner of Lot 38, Registered Plan 154.

Thence north easterly to a point in the eastern limit of Cheever Street, being the south west corner of the public alley assumed by City of Hamilton By-Law 3504.

Thence easterly along the south limit of the said public alley and its easterly production to a point in the western limit of Lot 39, Registered Plan 3.

Thence southerly along the western limit of the said Lot 39 to the south west corner thereof.

Thence easterly along the south limit of said Lot 39 and its easterly production to a point in the eastern limit of William Street.

Thence southerly along the eastern limit of William Street to a point distant fifty two point nine two feet (52.92') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the centre line of Wentworth Street.

Thence northerly to the south limit of the Canadian National Railway.

Thence easterly along the said south limit of the Canadian National Railway to the west limit of Birch Avenue.

Thence southerly along the west limit of Birch Avenue to its intersection of the westerly production of the north limit of Lot 60 Registered Plan 245.

Thence easterly along the last mentioned production line to the northwest corner of said Lot 60, being the south limit of an Alley.

Thence easterly along the south limit of the said alley, being the northerly limit of Lots 60, 59, 58, 57, 56 and 55 to the north east corner of Lot 55, Registered Plan 245 being a point in the west limit of Earl Street.

Thence easterly to the north west corner of Lot 22 Registered Plan 245, being a point at the east limit of Earl Street and the south limit of another alley.

Thence easterly along the south limit of the said alley, being the north limit of Lots 22, 21, 20, 19 and 18, Registered Plan 245 to a point ninety two point three one feet (92.31') west of Sherman Avenue.

Thence southerly parallel to Sherman Avenue fifty feet to a point.

Thence easterly parallel to the north limit of Lots 18 and 17 Registered Plan 245 to a point in the west limit of Sherman Avenue.

Thence southerly along the west limit of Sherman Avenue to the south east corner of Lot 120, Registered Plan 76, being the north limit of an alley.

Thence westerly along the north limit of the said Alley, being the south limit of Lots 120, 119, 118 and 117, Registered Plan 76 to the south west corner of Lot 117 thereof.

Description of Barton Village Business Improvement Area

Thence westerly to the south east corner of Lot 72, Registered Plan 76 being the north limit of another alley.

Thence westerly along the said limit of the alley, being the south limits of Lots 72, 71, Registered Plan 76 and Lots 2 and 1, Registered Plan 257 to the south west corner of said Lot 1, being the east limit of Chestnut Avenue.

Thence westerly to a point in the west limit of Chestnut Avenue distant eighty feet (80') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street to the east limit of Lot 20, Registered Plan 169.

Thence southerly to the south east corner thereof, being the north east corner of an alley.

Thence westerly along the north limit of the said alley, being the south limit of Lots 20, 21, 52, 53, 54 and 55, Registered Plan 169 to the south west corner of said Lot 55.

Thence westerly to the south east corner of Lot 47, Registered Plan 560, being the north limit of an alley.

Thence westerly along the said alley, being the south limit of Lots 47, 46, 45, 44 and 43, Registered Plan 560 to the east limit of Stirton Street.

Thence south westerly to the southeast corner of Lot A, Registered Plan 560 being a point in the west limit of Stirton Street.

Thence westerly, northerly and westerly along the south limits of said Lot A and the south limit of Lots 10 and 9, Registered Plan 381 to the east limit of Minto Avenue.

Thence westerly to the south east corner of Lot 8, Registered Plan 381, being the west limit of Minto Avenue.

Thence westerly along the south limits of Lots 8, 7, 6, 5, 4, 3, 2 and 1, Registered Plan 381 to the east limit of Sanford Avenue.

Thence westerly to the south east corner of Lot 26, Registered Plan 373.

Thence westerly northerly and westerly along the limits of Lots 26, 21, 20, 19, 18, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4 and 3, to a point distant eighteen feet (18.0') west of the south east corner of Lot 3, Registered Plan 373.

Thence northerly parallel with the eastern limit of said Lot 3 a distance of thirty feet (30.0') to a point.

Thence westerly parallel with the south limit of Barton Street to a point in the western limit of Wentworth Street.

Thence southerly along the western limit Wentworth Street to the south east corner of Lot 6, Registered Plan 194.

Thence westerly along the south limit of Lots 6, 5, 4, 3, 2 and 1, Registered Plan 194 and its westerly production to a point in the western limit of Leeming Street, being a point in the eastern limit of Lot 1, Registrar's Compiled Plan 1409.

Thence southerly along the east limit of said Lot 1 to the south east corner thereof.

Thence westerly along the south limit Lots 1, 2, 3, 4, 5 and 6, Registrar's Compiled Plan 1409 and its westerly production to a point in the eastern limit of Lot 7, Registered Plan 234.

Thence northerly along the eastern limit of said Lot 7 to the north east corner thereof.

Thence westerly along the northern limit of said Lot 7 to the north west corner thereof, being a point in the eastern limit of Smith Avenue.

Thence southerly along the eastern limit to said Smith Avenue to its intersection with the easterly production of the southern limit of the northerly twenty five feet (25.0') of Lot 9, Registered Plan 234.

Thence westerly parallel with the northern limit of said Lot 9 to a point in the eastern limit of Lot 52, Registered Plan 235.

Thence northerly along the eastern limit of said Lot 52 and the eastern limit of Lot 51 to the north east corner thereof, being the south east corner of Lot 50, Registered Plan 235.

Thence westerly along the south limit of said Lot 50 and the south limit of Lots 49, 48, 47, 2 and 1, Registered Plan 235 and its westerly production to a point in the western limit of Emerald Street, being a point in the east limit of Lot 52, Registered Plan 105.

Thence northerly along the east limit of said Lot 52 to a point distant ninety four feet (94.0') south of south limit of Barton Street.

Thence westerly parallel to the south limit of Barton Street to a point in the west limit of Lot E, Registered Plan 105.

Thence northerly along the western limit of said Lot E to its intersection with the easterly production of the south limit of Lot D, Registered Plan 286.

Thence westerly to and along the south limit of said Lot D and the south limit of Lot C, Registered Plan 286 to the south west corner thereof being a point in the eastern limit of East Avenue.

Thence northerly along the eastern limit of East Avenue to its intersection with the easterly production of the south limit of the northerly seventy one feet (71.0') of Lot 86, Registered Plan 1433.

Thence to and along the last mentioned limit and its westerly production to a point in the eastern limit of Lot B, Registered Plan 286.

Thence southerly along the eastern limit of said Lot B to the south east corner thereof.

Thence westerly along the southern limit of said Lot B to a point distant ninety eight feet (98.0') east of the eastern limit of Victoria Avenue.

Thence northerly parallel with the eastern limit of Victoria Avenue to a point nineteen feet (19.0') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street to a point in the eastern limit of Victoria Avenue.

Thence southerly along the eastern limit of Victoria Avenue to its intersection with the easterly production of the south limit of Lot 12, Registered Plan 90.

Thence westerly to and along the south limit of said Lot 12 and the south limit of Lot 11, Registered Plan 90 to a point distant ninety five point five zero feet (95.50') east of the south west corner of said Lot 11.

Thence north parallel with the western limit of said Lot 11 to a point thirty eight point eight three feet (38.83') south of the south limit of Barton Street.

SCHEDULE "A" (cont'd)

Description of Barton Village Business Improvement Area

Thence westerly parallel with the south limit of Barton Street to its intersection with the western limit of West Avenue.

Thence southerly along the western limit of West Avenue to the south east corner of Lot 20, Registered Plan 286.

Thence westerly along the southern limit of said Lot 20, to the south west corner thereof.

Thence northerly along the western limit of said Lot 20 and the western limits of Lots 19 and 18 to a point distant sixty nine point one eight feet (69.18') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street fifty feet (50.0') to a point.

Thence northerly parallel with the eastern limit of Wellington Street to a point in the southern limit of Lot 16, Registered Plan 286.

Thence westerly along the southern limit of said Lot 16 and its westerly production to the centre line of Wellington Street.

Thence southerly along the centre line of Wellington Street to its intersection with the easterly production of the southern limit of the northerly ninety four point three feet (94.30') of Lot 162, Registered Plan 287.

Thence westerly parallel with the south limit of Barton Street to a point in the division line between Lots 162 and 161, Registered Plan 287.

Thence southerly along the last mentioned division line to the south east corner of said Lot 161.

Thence westerly along the southern limit of said Lot 161 and the southern limit of Lots 160 and 159 to the south west corner of Lot 159.

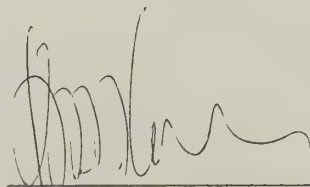
Thence northerly along the western limit of said Lot 159 and its northerly production to a point in the north limit of Barton Street.

Thence westerly to the east limit of Ferguson Avenue.

Thence north one hundred and twenty four feet (124') to a point in the east limit of Ferguson Avenue.

Thence easterly to the point of commencement.

Dated at Hamilton
November 4, 1997



Kin M. Lau
Ontario Land Surveyor

This is Schedule "A" to By-law No. ~~98-13~~ , passed on the ~~11th~~ day of ~~December~~ 1997.

This is Schedule "B" to By-law No. 98-13
passed on the 11th day of December 1997.

The Corporation of the City of Hamilton

BY-LAW NO. 98-014

To Amend:

By-law No. 82-151

As Amended by By-law No. 87-317

Respecting:

THE DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 82-151, on the 29th day of June 1982, to designate the improvement area described in Schedule "A" and shown on Schedule "B" attached thereto, in accordance with subsection 217(1) of the Municipal Act, R.S.O. 1980, Chapter 302, now section 220(1) of the Municipal Act, R.S.O. 1990, Chapter M.45;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-317, on the 10th day of November 1987, to expand the existing boundaries of the Business Improvement Area to add an area described in Schedule "A1" and shown on Schedule "B1" attached thereto, to the said improvement area;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 7 of the 14th Report of the Planning and Development Committee on the 30th day of September 1997, directed that the Downtown Hamilton Business Improvement Area boundaries be further expanded in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS the Notice of Intent to expand the existing boundaries of the Business Improvement Area has been circularized to the Business Improvement Area membership and the proposed expansion area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 82-151, as amended, is further amended by expanding the boundaries, as described in Schedule "A" hereto annexed and as shown on Schedule "B" hereto annexed, each forming part of this by-law, to include the following:

- the east side of James Street North from the B.I.A.'s existing boundary to 44 James Street North; and
- the north side of King William Street from James Street North to Mary Street.

2. In all other respects, By-law No. 82-151, as amended, is hereby confirmed, unchanged.

3. This by-law comes into effect on the 1st day of January, 1998.

PASSED this eleventh day of December A.D. 1997



CITY CLERK



MAYOR

(1997) 14 R.P.D.C. 7, September 30

3

SCHEDULE "A"
DESCRIPTION OF DOWNTOWN BUSINESS IMPROVEMENT AREA

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton Wentworth, in the Province of Ontario and which said parcel may be more particularly described as follows:

Commencing at the intersection of the southern limit of King Street with the eastern limit of James Street being also the north-west angle of Lot 16 according to George Hamilton Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1431.

Thence easterly along the said southern limit of King Street, Fifty-One point One Two (51.12') feet to the north-east angle of the lands described in Instrument No. 179661 CD.

Thence southerly along the eastern limit of the lands described in Instrument No. 179661 CD and the production southerly thereof to the southern limit of an alleyway as shown on the said George Hamilton Survey.

Thence easterly along the said southern limit of the alleyway to the western limit of Hughson Street.

Thence southerly along the said western limit of Hughson Street to the production westerly of the lands described in Instrument No. 176821 AB.

Thence easterly to and along the said northern limit of the lands as described in said Instrument No. 176821 AB to the north-east angle of the said lands.

Thence southerly along the eastern limit of the said lands described in Instrument No. 176821 AB to the northern limit of Main Street.

Thence easterly along the said northern limit of Main Street in all its courses to the south-west angle of the lands designated as Part 2 on a Reference Plan received and deposited in the said Land Registry Office as Plan 62R-5094 and described in Instrument No. 135054 CD.

Thence northerly along the western limit of the said Part 2 to the north-west angle thereof.

Thence easterly along the northern limit of the said Part 2 to the north-east angle thereof.

Thence southerly along the eastern limit of part 2 to the northern limit of Main Street.

Thence easterly along the northern limit of Main Street in all its courses to the south-west angle of the lands thirdly described in Instrument No. 112601 CD, said angle being Fourteen point Eight Three (14.83') feet measured westerly along the said northern limit of Main Street from the south-west angle of Lot 8 according to William Case Survey registered in the said Land Registry Office as Plan No. 73.

Thence northerly along the western limit of the lands described in said Instrument No. 122601 CD to an angle therein, said angle being in the northern limit of Lot 32 according to the said George Hamilton Survey and distant westerly Sixteen point Three Three (16.33') feet from the north-east angle thereof.

Thence easterly along the said northern limit of Lot 32 to the north-east angle thereof.

Thence northerly along the western limit of the said Lot 8 William Case Survey to the north-west angle of Lot 8.

(cont'd pg 2)

Page 2
Schedule "A"
Description of Downtown Business Improvement Area

Thence easterly along the northern limit of Lot 8 to the production southerly of the western limit of the lands described in Instrument No. 249934 HL.

Thence northerly to and along the said western limit of the lands as described Instrument No. 249934 HL to the southern limit of King Street.

Thence westerly along the said southern limit of King Street to the production southerly of the western limit of Mary Street.

Thence northerly to and along the said western limit of Mary Street to the northern limit of King William Street.

Thence westerly along the north limit of King William Street to its intersection with the west limit of Catharine Street.

Thence northerly along the west limit of Catharine Street distant seventy-two point zero eight feet (72.08) to a point.

Thence westerly to a point in the east limit of John Street distant seventy point five feet (70.50') north of the north limit of King William Street.

Thence westerly to its intersection with the west limit of John Street.

Thence northerly along the west limit of John Street to a point distant one hundred thirty-six point eight four feet (136.84') to the north east corner of Lot 40 Nathaniel Hughson Survey.

Thence westerly along the north limit of Lots 40 and 39 to the north west corner of said Lot 39.

Thence southerly along the west limit of Lot 39 to a point distant ninety-seven feet (97') from the north limit of King William Street.

Thence westerly parallel to the north limit of King William Street to its intersection of the west limit of Hughson Street.

Thence southerly along the west limit of Hughson Street to a point distant seventy point two five feet (70.25") from the north limit of King William Street.

Thence westerly parallel to the north limit of King William Street a distance of one hundred and sixty three feet (163') more ore less to a point.

Thence northerly to the north limit of "Lister Block", being a Commerical Office Complex.

Thence westerly along the north limit of "Lister Block" and its westerly production to the west limit of James Street.

Thence southerly along the west limit of James Street to the south west corner of James Street and King Street.

Thence westerly along the south limit of King Street to its intersection with the east limit of MacNab Street.

Thence southerly along the east limit of MacNab Street to its intersection with the north limit of Main Street.

(cont'd pg 3)

Page 3
Schedule "A"
Description of Downtown Business Improvement Area

Thence easterly along the north limit of Main Street to its intersection with the west limit of James Street.

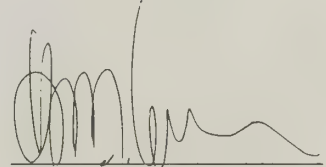
Thence northerly along the west limit of James Street to its intersection with the westerly production of the south limit of King Street from the point of Commencement.

Thence easterly to the point of commencement.

City of Hamilton

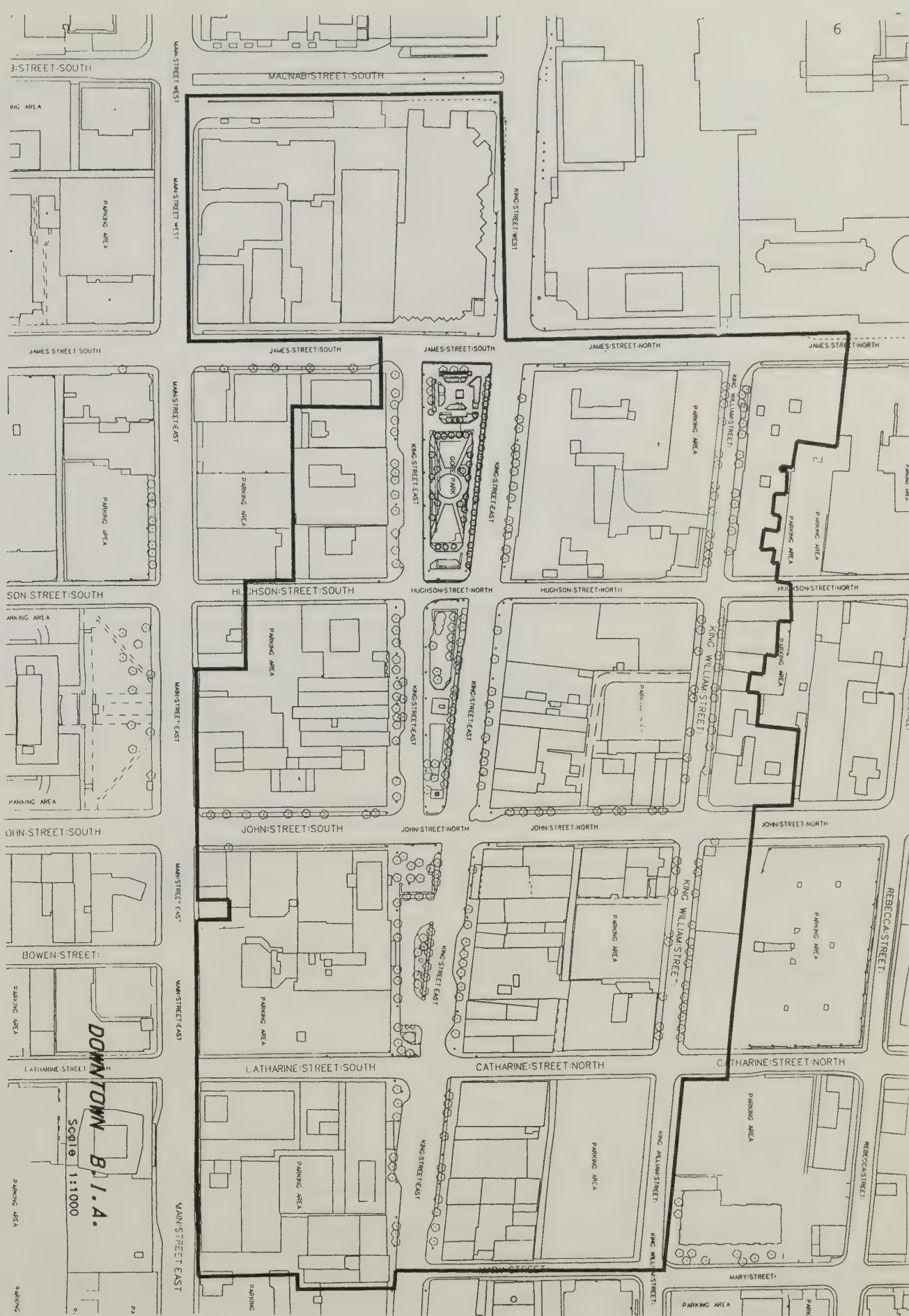
Regional Municipality of Hamilton-Wentworth

November 12, 1997

A handwritten signature in black ink, appearing to read 'Kin M. Lau', written over a horizontal line.

Kin M. Lau
Ontario Land Surveyor

This is Schedule "A" to By-law No. 97-014, passed on the 11th day of ~~December~~ 1997.



This is Schedule "B" to By-law No. 97-014 passed on the 11th day of December

1997.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 15

**Concerning Benefits Derived from the Establishment
of the Barton Village Business Improvement Area
respecting Westinghouse Canada Inc.'s facilities at
29 Princess Street, 286 Sanford Avenue North,
30 Milton Avenue and 42 Westinghouse Avenue and
the levying of a special charge**

WHEREAS, pursuant to Section 220(18) of the Municipal Act, R.S.O. 1990, Chapter M.45, the Council of The Corporation of the City of Hamilton, by By-law No. 87-178, designated an Improvement Area respecting the area described in Schedule "A" and shown on Schedule "B" thereto;

AND WHEREAS subsection 18 of the said Section 220 provides that council may provide that the sum required for purposes of the Board of Management shall be levied as a special charge upon and shall be borne and paid by persons in the area assessed for business assessment who in the opinion of the council derive special benefit from the establishment of the area, and the sum chargeable to such persons shall be equitably apportioned among them in accordance with the benefits that, in the opinion of the council, accrue to them from the establishment of the area;

AND WHEREAS in the opinion of Council, Westinghouse Canada Inc.'s facilities municipally known as 29 Princess Street, 286 Sanford Avenue North, 30 Milton Avenue and 42 Westinghouse Avenue, derive a 33 1/3 per cent benefit from the establishment of the area and each of the other persons in the area assessed for business assessment derives a 100 per cent benefit from the establishment of the area;

AND WHEREAS the Notice of Intent of Council to pass this by-law in accordance with subsection 19 of section 220 of the said Act has been circularized to the Business Improvement Area membership.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The sum required for the purposes of the Board of Management shall be levied as a special charge upon, and shall be borne and paid by:
 - (a) Westinghouse Canada Inc.'s facilities municipally known as 29 Princess Street, 286 Sanford Avenue North, 30 Milton Avenue and 42 Westinghouse Avenue, in the proportion of one-third of the assessed value of the real property of each that is used as the basis for computing the business assessment bears to the assessed value of all the real property in the Improvement Area used as the basis for computing business assessment; and

- (b) each of the persons in the area assessed for business assessment, (except Westinghouse Canada Inc.'s facilities municipally known as 29 Princess Street, 286 Sanford Avenue North, 30 Milton Avenue and 42 Westinghouse Avenue), in the proportion that the full assessed value of the real property of that person that is used as the basis for computing the business assessment of such person bears to the assessed value of all the real property in the Improvement Area used as the basis for computing business assessment.

PASSED this eleventh day of December A.D. 1997



CITY CLERK



MAYOR

(1997) 13 R.P.D.C. 10, August 26

The Corporation of the City of Hamilton

BY-LAW NO. 98- 16

To Adopt:

Official Plan Amendment No. 144

Respecting:

**LANDS LOCATED AT 245 MOHAWK ROAD WEST
WITHIN THE ROLSTON NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 144 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this eleventh day of December A.D. 1997



CITY CLERK



MAYOR

(1997) 16 R.P.D.C. 11, October 28
Kaz Kusmierczak, Prospective Owner
ZAC-97-22/245 Mohawk Rd. W.

Amendment No. 144
to the
City of Hamilton Official Plan

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 144.

Purpose:

The purpose of this Amendment is to establish "Special Policy Area 73" for 245 Mohawk Road West, to permit a physiotherapy clinic within the "Residential" designation.

Location:

The lands affected by this Amendment are known municipally as 245 Mohawk Road West, within the Rolston Neighbourhood.

Basis:

The basis for permitting the proposal, to permit the establishment of the physiotherapy clinic, is as follows:

- 1) The subject lands are located on a major arterial road;
- 2) The proposed use would permit adaptive reuse of the existing building, which is a teachers' college; and,
- 3) The proposed use would be compatible with the church use located immediately to the west.

Actual Changes:

- 1) Schedule "B" - Special Policy Areas be revised by adding the subject lands as Special Policy Area 73, as shown on the attached Schedule "B" of this Amendment; and,
- 2) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.68:

"In addition to the permitted uses set out in Subsection A.2.1 - Residential Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 73, and located at 245 Mohawk Road West, a physiotherapy clinic will be permitted within the existing building and minor additions thereto."

Implementation:

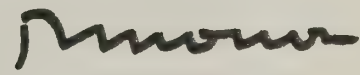
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 98-16 , passed on the 11th day of *December* , 1997.

The Corporation of the
City of Hamilton



City Clerk



Mayor

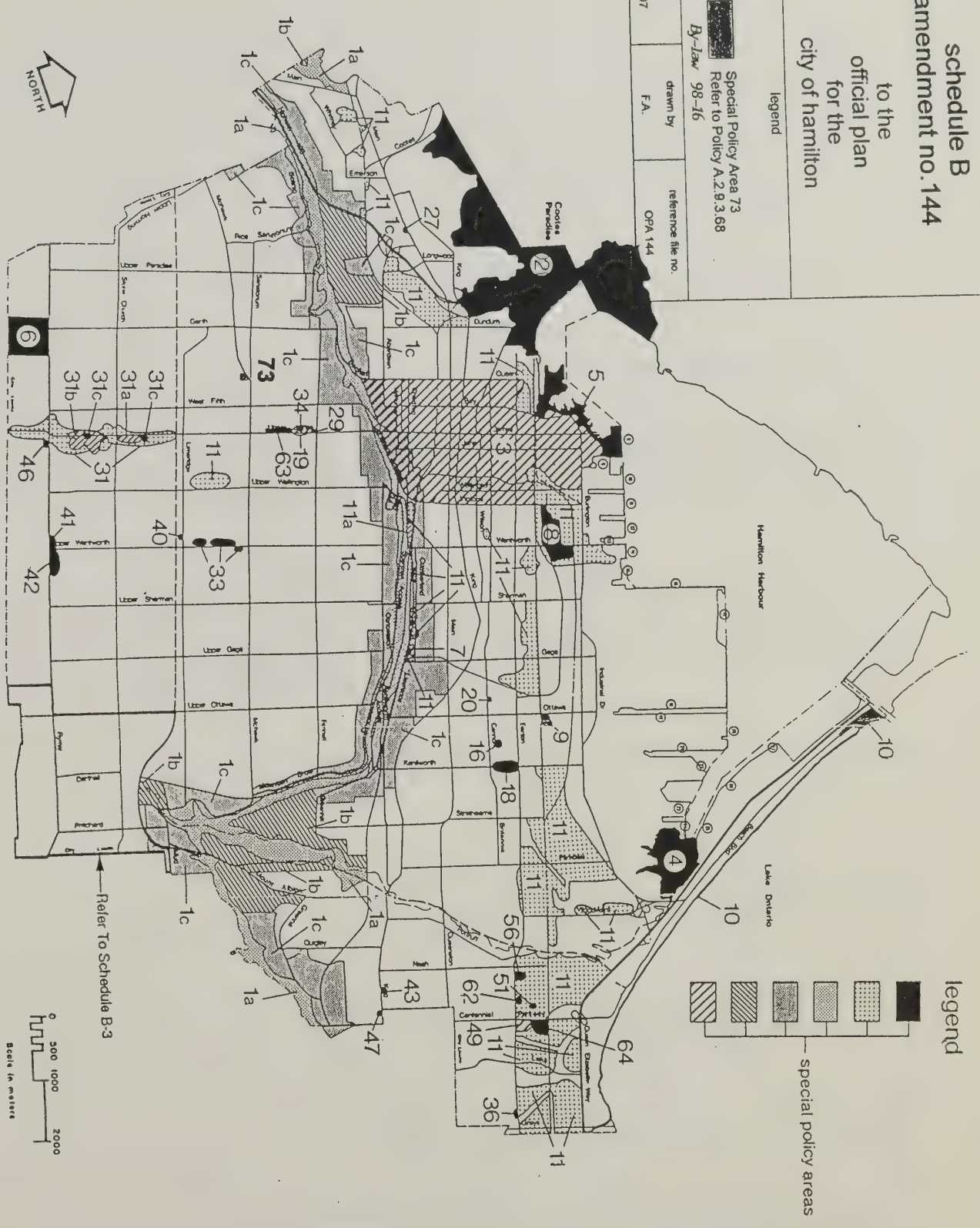


schedule B amendment no.144

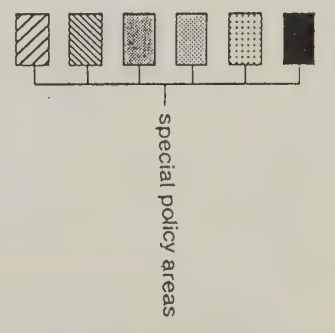
to the
official plan
for the
city of hamilton

Special Policy Area 73
Refer to Policy A.2.9.3.68
By-Law 98-16

date	drawn by	reference file no.
Oct. 1997	F.A.	CFA 144



legend



special policy areas

AREA	REFER TO POLICY
1(a)	A.2.9.1.
1(b)	A.2.9.1.
1(c)	A.2.9.1.
2	A.2.9.2.
3	A.2.9.3.
4	A.2.9.3.1.
5	A.2.9.3.2.
6	A.2.9.3.3.
7	A.2.9.3.4.
8	A.2.9.3.5.
9	A.2.9.3.6.
10	A.2.9.3.7.
11	A.2.9.3.8.
11(a)	A.2.9.3.9.
11(b)	A.2.9.3.10.
11(c)	A.2.9.3.11.
12	A.2.9.3.12.
13	A.2.9.3.13.
14	A.2.9.3.14.
15	A.2.9.3.15.
16	A.2.9.3.16.
17	A.2.9.3.17.
18	A.2.9.3.18.
19	A.2.9.3.19.
20	A.2.9.3.20.
21	A.2.9.3.21.
22	A.2.9.3.22.
23	A.2.9.3.23.
24	A.2.9.3.24.
25	A.2.9.3.25.
26	A.2.9.3.26.
27	A.2.9.3.27.
28	A.2.9.3.28.
29	A.2.9.3.29.
30	A.2.9.3.30.
31	A.2.9.3.31.
31(a)	A.2.9.3.32.
31(b)	A.2.9.3.33.
31(c)	A.2.9.3.34.
32	A.2.9.3.35.
33	A.2.9.3.36.
34	A.2.9.3.37.
35	A.2.9.3.38.
36	A.2.9.3.39.
37	A.2.9.3.40.
38	A.2.9.3.41.
39	A.2.9.3.42.
40	A.2.9.3.43.
41	A.2.9.3.44.
42	A.2.9.3.45.
43	A.2.9.3.46.
44	A.2.9.3.47.
45	A.2.9.3.48.
46	A.2.9.3.49.
47	A.2.9.3.50.
48	A.2.9.3.51.
49	A.2.9.3.52.
50	A.2.9.3.53.
51	A.2.9.3.54.
52	A.2.9.3.55.
53	A.2.9.3.56.
54	A.2.9.3.57.
55	A.2.9.3.58.
56	A.2.9.3.59.
57	A.2.9.3.60.
58	A.2.9.3.61.
59	A.2.9.3.62.
60	A.2.9.3.63.
61	A.2.9.3.64.
62	A.2.9.3.65.
63	A.2.9.3.66.
64	A.2.9.3.67.

Refer to Schedule B-1 for Special Policy Areas
in the Downtown

schedule B
to the official plan
for
the city of Hamilton
94 12 15

The Corporation of the City of Hamilton

BY-LAW NO. 98-17

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 245 MOHAWK ROAD WEST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 144, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 9.(1) of Zoning By-law No. 6593, a physiotherapy clinic within the building existing at the date of the passing of the By-law and a 75 square metre addition to the existing building shall be permitted; and,
- (b) notwithstanding Section 9.(3)(i) of Zoning By-law No. 6593, a front yard of a depth of at least 5.5 metres shall be provided and maintained; and,
- (c) notwithstanding Section 9.(3)(iii) of Zoning By-law No. 6593, a minimum rear yard of a depth of at least 2.6 m shall be provided and maintained for the existing one storey building; and,
- (d) notwithstanding Section 18A.(1)(a) of Zoning By-law No. 6593, a minimum of 21 parking spaces shall be provided and maintained; and,
- (e) notwithstanding Section 18A.(5)(c) of Zoning By-law No. 6593, "floor area" means the area contained within the perimeter of the building at each floor level, including storeys below grade; and,

- (f) notwithstanding Section 18A.(11)(a) of Zoning By-law No. 6593, the parking area shall be not less than 1.1 m from the westerly side lot line; and,
- (g) notwithstanding Section 18A.(11)(b) of Zoning By-law No. 6593, the parking area shall be not less than 5.8 m from the northerly front lot line; and,
- (h) notwithstanding Section 18A.(1)(d) of Zoning By-law No. 6593, a loading space shall not be required for a physiotherapy clinic.

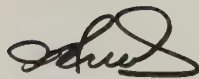
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1392.

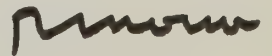
4. Sheets No. W-9 and W-17 of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1392.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this eleventh day of December A.D. 1997.



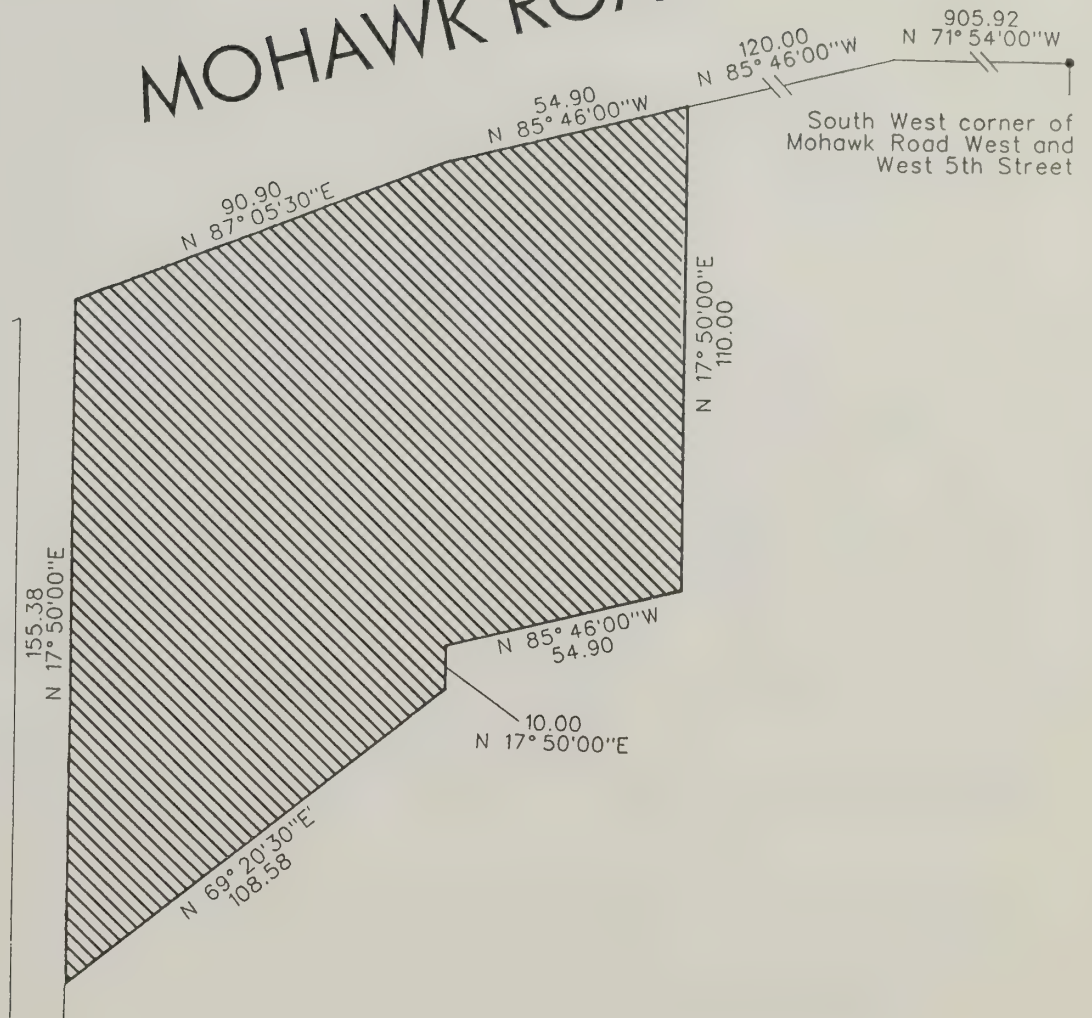
CITY CLERK



MAYOR

(1997) 16 R.P.D.C. 11, October 28
Kaz Kusmierczak, Owner
ZAC-97-22

MOHAWK ROAD WEST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-17....
Passed the ...11th... day of ...December..., 1997.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-17....

Planning and Development Department

Legend



Modification to the established "C"
(Urban Protected Residential, etc.)
District Regulations

North



Scale
Not to Scale

Date
December 1997

Reference File No.
ZA-97-22

Drawn By
D.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98-18

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 245 MOHAWK ROAD WEST

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

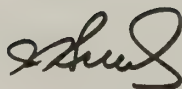
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

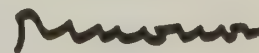
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

167. Land located at Municipal No. 245 Mohawk Road West, shown on Appendix 167 hereto annexed and forming part of this by-law.
2. Appendix 167 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this eleventh day of December A.D. 1997.

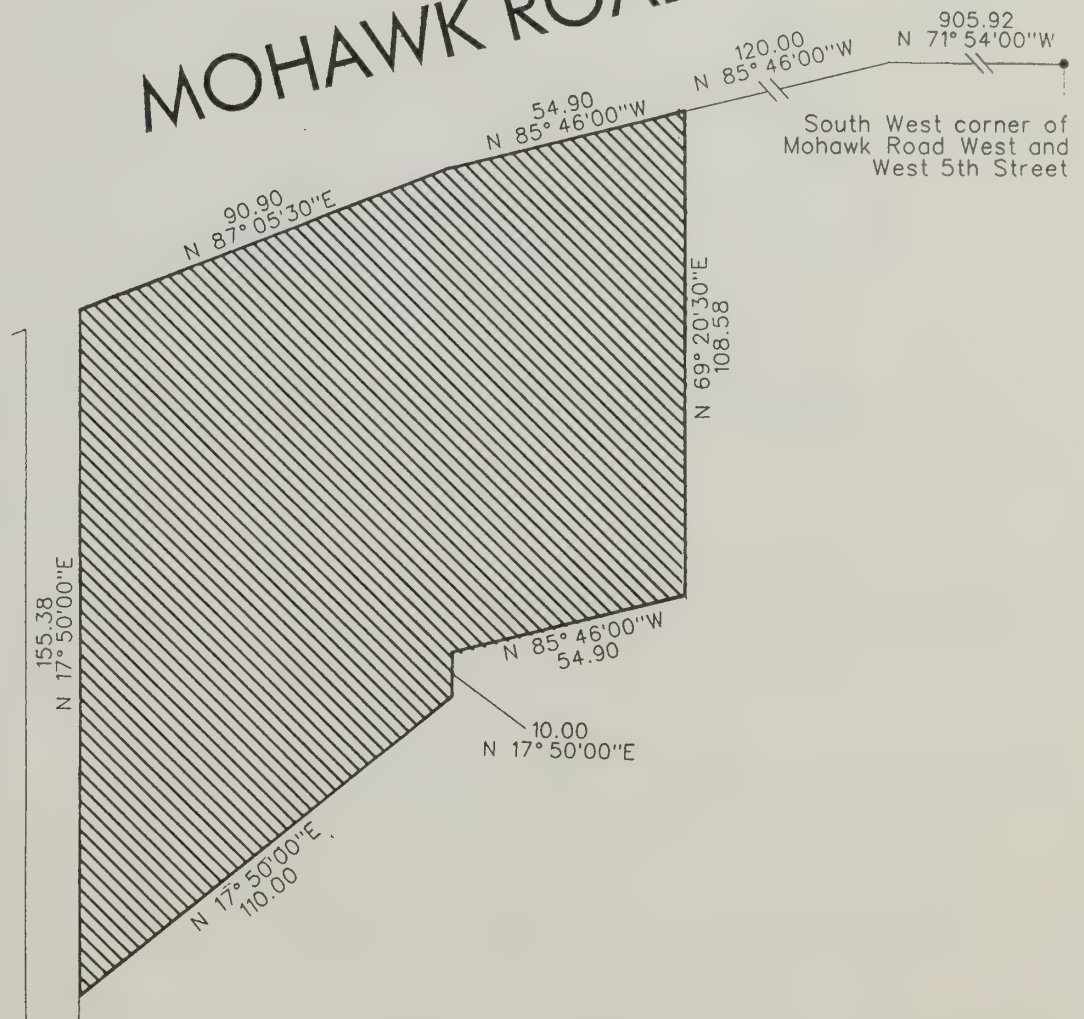


CITY CLERK



MAYOR

MOHAWK ROAD WEST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-..18.....
 Passed the11th. day of ..December....., 1997.

[Signature]
 Clerk

[Signature]
 Mayor

City of Hamilton

Appendix 167

To the By-Law No. 79-275
 as amended by By-Law number 87-223

Planning and Development Department

Legend



Lands designated under this By-Law
 as an area of Site Plan Control
 pursuant to section 41 of the
 Planning Act, R.S.O 1990.

North



Scale
 Not to Scale

Date
 December 1997

Reference File No.
 ZA-97-22

Drawn By
 D.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98— 19

To Remove
Land within the "Wisemount Estates Phase 8" Subdivision, Plan 62M-826
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

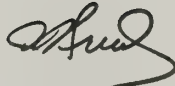
- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

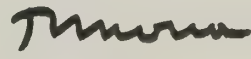
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purposes of maintenance easements, shall not apply to Lots 2 to 11 inclusive, 13 to 16 inclusive and 26 to 29 inclusive, within Registered Plan 62M-826, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.
2.
 - (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
 - (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
 - (c) This By-law shall expire on December 31, 1998.

PASSED this eleventh day of December A.D. 1997.


City Clerk




Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 98-20

To Amend:

Zoning By-law No. 6593
As Amended By Zoning By-law No. 96-041

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NO. 141 QUEENSTON ROAD

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 96-041 on the 26th day of March, 1996 to rezone Block 1 from "AA" (Agricultural) District to "R-4" - 'H'(Small Lot Single-Family Residential, etc.- Holding) District and Block 2 from "AA" (Agricultural) District to "H" - 'H'(Community Shopping and Commercial, etc.- Holding) District and Block 3 from "G-3" (Public Parking Lots) District to "H" - 'H' (Community Shopping and Commercial, etc. - Holding) District, and to establish special requirements with respect to Blocks 1, 2, and 3, the extent and boundaries of each of which Blocks 1, 2, and 3 are shown on a plan thereto annexed as Schedule "A", which By-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS Section 2 of By-law No. 96-041 provides that upon the applicant entering into satisfactory servicing arrangements, agreements and/or easements for municipal storm and sanitary sewers, and water services with the Region for Blocks "1", "2" & "3" of subject lands, the 'H' symbol shall be removed by amendment to By-law No. 96-041;

AND WHEREAS approval of servicing arrangements, agreements and/or easements for municipal storm and sanitary sewers, and water as deemed necessary by the Region have been completed.

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Item 10 of the 1st Report of the Planning and Development Committee at its meeting held on the 11th day of December, 1997 directed that By-law No. 96-041 be amended to remove the 'H' (Holding) symbol in respect of the subject lands;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 96-041, passed on the 26th day of March, 1996, to the "R-4" - 'H'(Small Lot Single-Family Residential, etc.- Holding) District of Block 1 and to the "H" - 'H'(Community Shopping and Commercial, etc.- Holding) District designation of Blocks 2 and 3, the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan annexed as Schedule "A" to By-law No. 96-041 and forming part thereof is hereby removed, and the development of the lands may proceed in accordance with the "R-4" (Small Lot Single-Family Residential, etc.- Holding) District and the "H" (Community Shopping and Commercial, etc.) District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 3. of By-law No. 96-041.

2. Sheet No. E-124 and E-125 of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1. of By-law No. 96-041, are further amended by changing Block 1 from "R-4" - 'H'(Small Lot Single-Family Residential, etc.- Holding) District to "R-4" (Small Lot Single-Family Residential, etc.) District and Blocks 2 and 3 from "H" - 'H'(Community Shopping and Commercial, etc.- Holding) District to "H" (Community Shopping and Commercial, etc.) District, the land, the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.

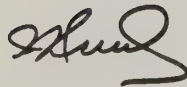
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" and "H" District provisions, subject to the special requirements referred to in section 3. of By-law No. 96-041.

4. By-law No. 6593, as amended by By-law No. 96-041, is further amended by adding this by-law to section 19B as Schedule S-1347a.

5. Sheet No. E-124 and E-125 of the District Maps, as amended by By-law No. 96-041, are amended by marking the lands referred to in section 1. of this by-law, S-1347a.

6. In all other respects, By-law No. 96-041 is hereby confirmed, unchanged.

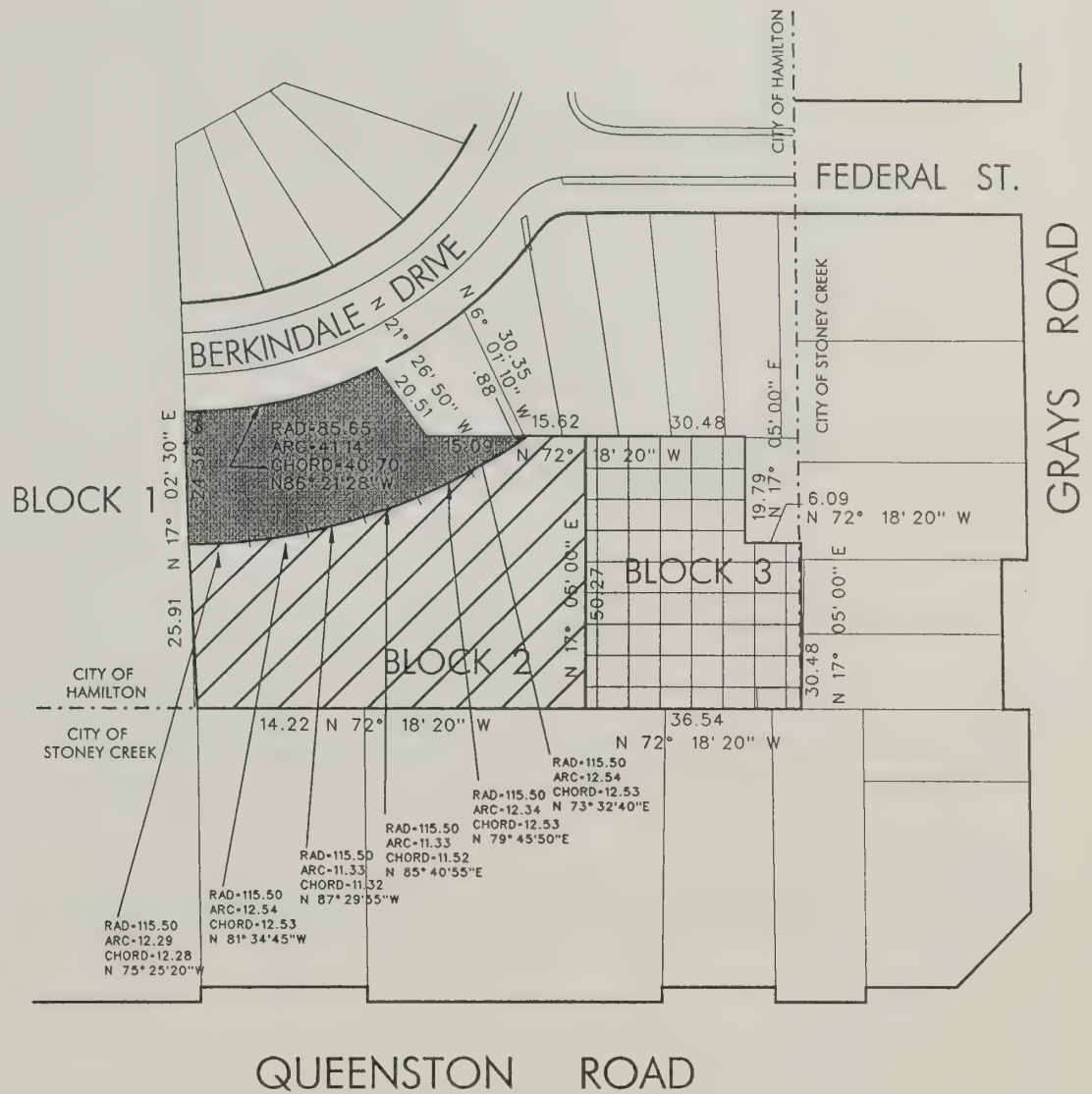
PASSED this eleventh day of December A.D. 1997.



CITY CLERK

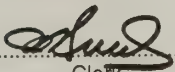


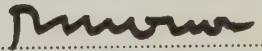
MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-20.....
Passed the 11th day of December, 1997.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-20....
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

BLOCK 1



"R-4"-H' (Small Lot Single Family Dwelling - Holding) District, to "R-4" (Small Lot Single - Family Dwelling) District.

BLOCK 2



"H"-H' (Community Shopping and Commercial, etc. - Holding) District, Modified, to "H" (Community Shopping and Commercial, etc.) District, Modified.

BLOCK 3



"H"-H' (Community Shopping and Commercial, etc. - Holding) District, Modified, to "H" (Community Shopping and Commercial, etc.) District, Modified.

North



Scale
Not to Scale

Date
November 1997

Reference File No.
ZAR-96-14

Drawn By
R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98-21

To Adopt:

Official Plan Amendment No. 142

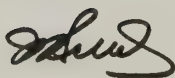
Respecting:

**LANDS LOCATED AT 1289 UPPER JAMES STREET
WITHIN THE JEROME NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 142 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this eleventh day of December A.D. 1997



CITY CLERK



MAYOR

(1997) 14 R.P.D.C. 3, September 30
R. Denninger Limited, Owner
ZAC-97-17/Jerome Neighbourhood

Amendment No. 142
to the
City of Hamilton Official Plan

The following text, together with Schedule "A" - Land Use Concept of the Official Plan, and Schedule "B" - Special Policy Areas, attached hereto, constitute Official Plan Amendment No. 142.

Purpose:

The purpose of this Amendment is to redesignate the rear portion of the subject lands from "Residential" to "Commercial" and extend the Special Policy Area (SPA) No. 31 designation to the rear portion of the subject lands to permit the development of an 1,800 m² retail store.

Location:

The lands affected by this Amendment are for the property known municipally as No. 1289 Upper James Street, within the Jerome Neighbourhood.

Basis:

The basis for permitting the development of an 1,800 m² retail store is as follows:

- 1) The proposed commercial development is appropriately located on a major arterial roadway;
- 2) The development will blend harmoniously with the existing commercial streetscape; and,
- 3) The scale and intensity of the proposed commercial development is consistent with the Commercial provisions of the Hamilton Official Plan.

Actual Changes:

- 1) Schedule "A" - Land Use Concept of the Official Plan be revised by re-designating the rear portion of the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment; and,

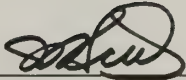
- 2) Schedule "B" - Special Policy Areas be revised by extending the Special Policy Area No. 31 designation to the rear portion of the subject lands, as shown on the attached Schedule "B" of this Amendment.

Implementation:

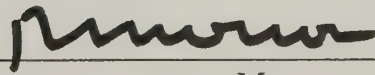
A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 98-21 , passed on the 11th day of December, 1997.

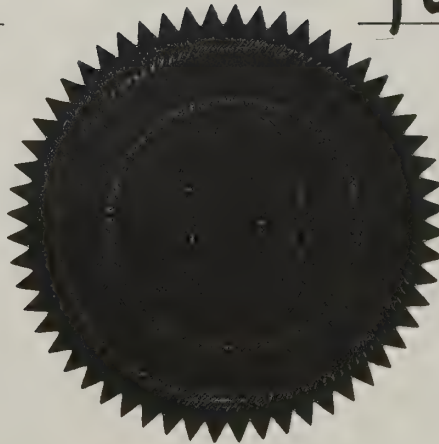
**The Corporation of the
City of Hamilton**



City Clerk



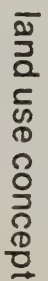
Mayor



to the
official plan
for the
city of hamilton

Residential* to *Commercial

DEFERRED NO D-6
UNDER SECTION 14(3) OF
THE PLANNING ACT



Legend

- ☐ Mr. _____
☐ Mrs. _____
☐ Miss _____
☐ Ms. _____
☐ Dr. _____
☐ Other _____
- Name _____
- Address _____

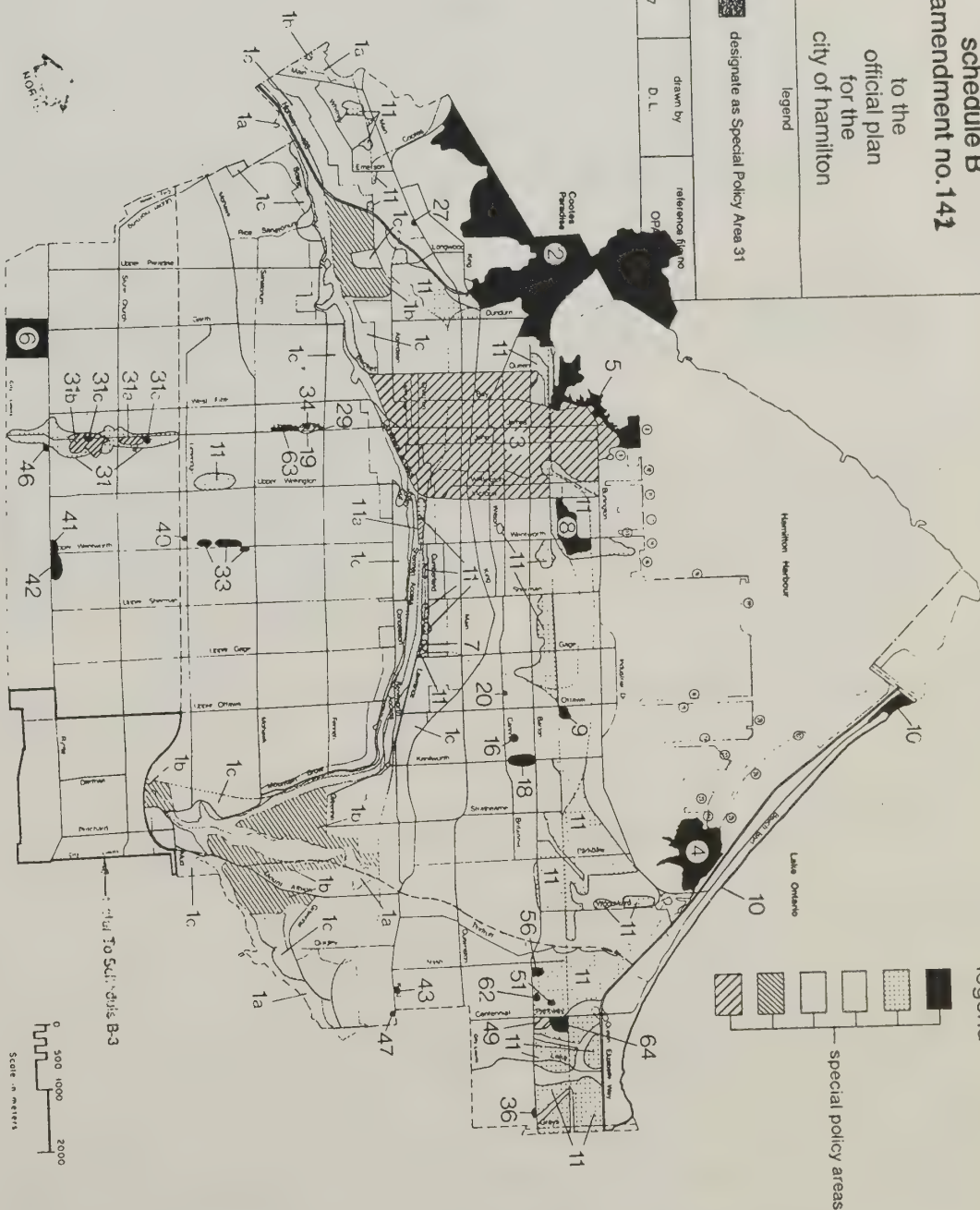
- City _____ State _____ Zip _____
- E-mail address _____
- Phone number _____
- Send no money now!
- * See back cover for details.

to the official news
Schedule A

to the
official plan
for the
city of hamilton

designate as Special Policy Area 31

date	drawn by	reference file no
Sept. 1997	D. L.	OPA



special policy areas

1. REFER TO
POLICY

11(a)	A29.1
11(b)	A29.1
11(c)	A29.1
11(d)	A29.1
11(e)	A29.1
11(f)	A29.1
11(g)	A29.1
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11(ew)	A29.1
11(ex)	A29.1
11(ey)	A29.1

Schedule B

to the official plan
for

95 5 25

Refer to Schedule B-1 for Special Policy Areas
in The Downriver.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 22

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1289 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 142, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, the land comprised in Block 1, and
- (b) by changing from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A. of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14A.(3)(a) of Zoning By-law No. 6593, a front yard depth of at least 24 metres shall be provided and maintained;

- (b) notwithstanding Section 18.(3)(ivc)(b) of Zoning By-law No. 6593, a landscape planting strip having a minimum width of 6.0 m shall be provided and maintained along the entire easterly lot line of the "HH" District where it abuts a residential district;
- (c) a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the entire easterly lot line of the "HH" District where it abuts a residential district;
- (d) a minimum 3.0 m wide landscaped planting strip shall be provided and maintained along the entire westerly lot line, except for any area used for driveway access.

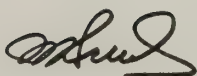
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1388.

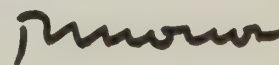
5. Sheet No. E-9C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1388.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

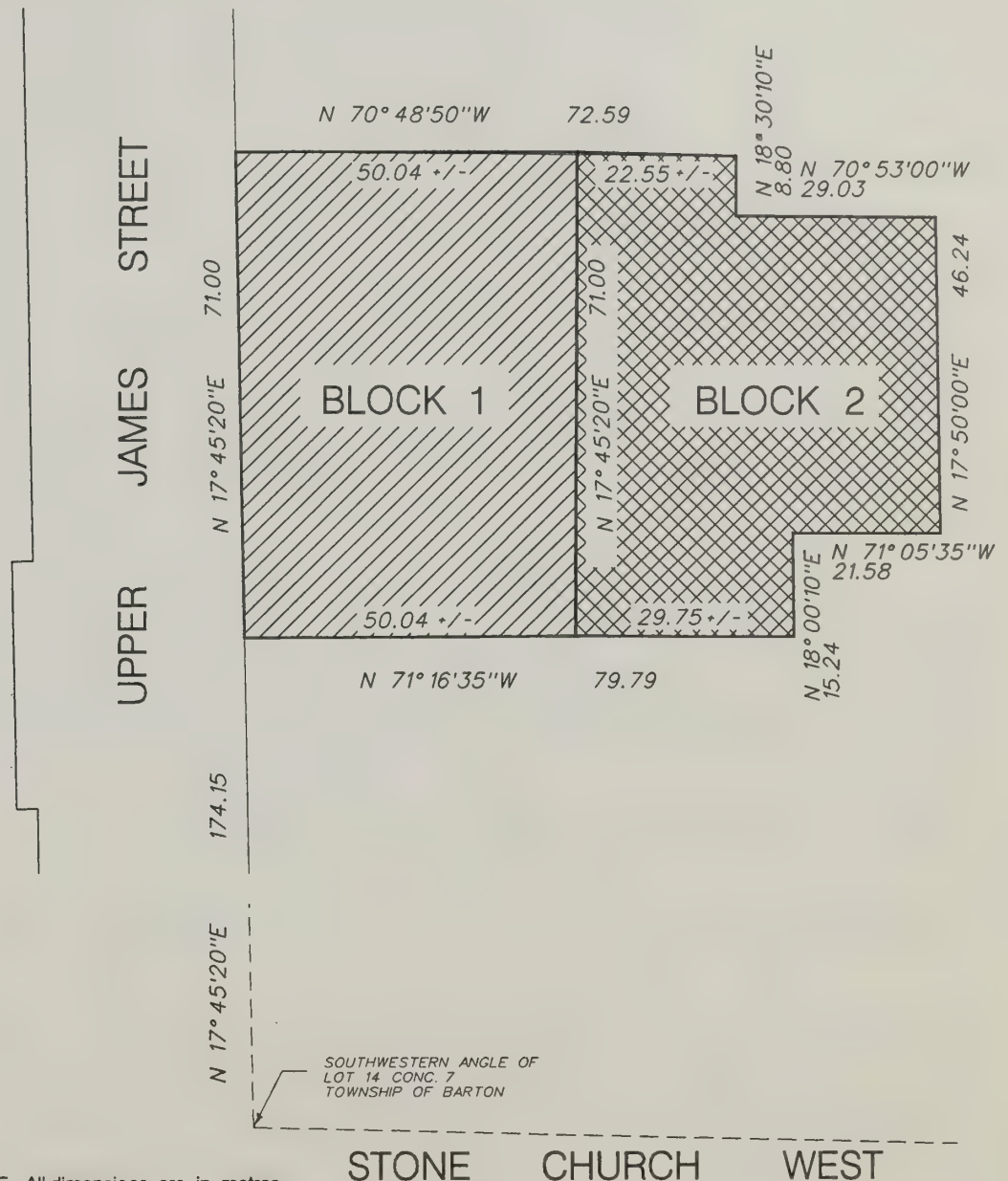
PASSED this eleventh day of December A.D. 199 .



CITY CLERK

MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-022
Passed the 1st day of December, 1997.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 98-022

to Amend By-Law No. 6593

Planning and Development Department

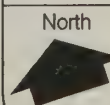
Legend
Change in zoning from:



"C" (Urban Protected Residential, etc.) District to
"HH" (Residential Community Shopping and
Commercial) District, Modified



"AA" (Agricultural) District to "HH" (Residential
Community Shopping and Commercial)
District, Modified



Scale
NOT TO SCALE
Date
October 1997

Reference File No.
ZAC-97-17
Drawn By
B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 23

To Amend By-law No. 84-35

To Provide For:

MAINTAINING LAND IN A CLEAN AND CLEAR CONDITION

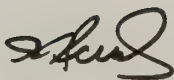
WHEREAS By-law No. 84-35 was enacted on the 14th day of February, 1984;

AND WHEREAS Council, on October 14, 1997, in adopting Section 5 of the 15th Report of the Planning and Development Committee authorized this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 84-35 is amended by the addition of the following:
 - (m) "buffer strip" means a minimum one metre (3.28 feet) wide border along the property line which surrounds a wildflower, meadow or naturalized area on an occupied property. Without restricting the generality of the foregoing, the buffer strip may include turf grass, non-organic ground cover or organic ground cover, such as hedges, to a maximum height of 60 centimetres (24 inches).
 - (l) "turf grass" means a regularly maintained area consisting of grass species such as bluegrass, fescue and perennial rye grasses, which is maintained to a maximum height of 20 centimetres (8 inches).
2. Subsection (4) of Section 2 of By-law No. 84-35 is repealed and replaced by the following:
 - (4) For the purposes of subsection 2 (1), "clean or cleared up" includes the removal of weeds or grass more than eight inches in height in turf grass areas. Wildflower, meadow and naturalized areas are permitted, provided that they do not encroach within the required one metre (3.28 feet) buffer strip surrounding the lot line and provided that the wildflower, meadow or naturalized areas shall be managed under the Weed Control Act.

PASSED this eleventh day of December, 1997.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98-24

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 220 DUNDURN STREET SOUTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982 and with the Official Plan as amended by Official Plan Amendment No. 143, proposed by the Council of The Corporation of the City of Hamilton as By-law No. 97-221, but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-23 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential District - One and Two Family Dwellings, etc.) District to "DE"-H' (Low Density Multiple Dwellings - Holding) District,

the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the lands referred to in section 1 shall be removed conditional upon the applicant,

- (i) submitting a signed Record of Site Condition (RSC) to the Region and the Ministry of Environment and Energy (MOEE). This RSC must be to the satisfaction of the Region, including an acknowledgement of receipt of the RSC by the MOEE;
- (ii) submitting to the satisfaction of the Region studies which demonstrate that the development will not be adversely affected by noise, dust and odour, and if necessary, a justifying impact assessment;
- (iii) submitting to the satisfaction of the Region a noise feasibility study prepared by a qualified professional, with said study containing an investigation of the noise levels impacting the proposed development, and the necessity for noise control measures.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "DE" District provisions.

3. The "DE" (Low Density Multiple Dwellings) District provisions, as contained in Section 10A. of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10A.(2) of Zoning By-law No. 6593, the height of the building shall not exceed 4 storeys and 18 m;
- (b) notwithstanding Section 10A.(3) of Zoning By-law No. 6593, additions over the existing foundation shall maintain the existing front and side yard setbacks;
- (c) notwithstanding Section 18.(4)(ii) of Zoning By-law No. 6593, two accessory buildings, for the exclusive use of the residents at No. 220 Dundurn South, shall be permitted provided that:
 - (i) one accessory building, not exceeding 165 m² in area, may be used for the purposes of storage area, a greenhouse, and woodworking area; and,
 - (ii) one accessory building not exceeding 275 m² in area, may be used for the purposes of storage area, locker/change room for the pool, washroom facilities, and amenity area;
- (d) notwithstanding Section 18.(4)(iii) of Zoning By-law No. 6593, the height of an accessory building shall not exceed 6.0 m;
- (e) notwithstanding Section 18.(4)(iv) of Zoning By-law No. 6593, a minimum 9.0 m southerly side yard setback shall be provided and maintained for an accessory building.

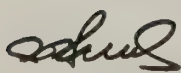
4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any lands be used, except in accordance with the "DE" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1391.

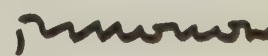
6. Sheet No. W-23 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1391.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

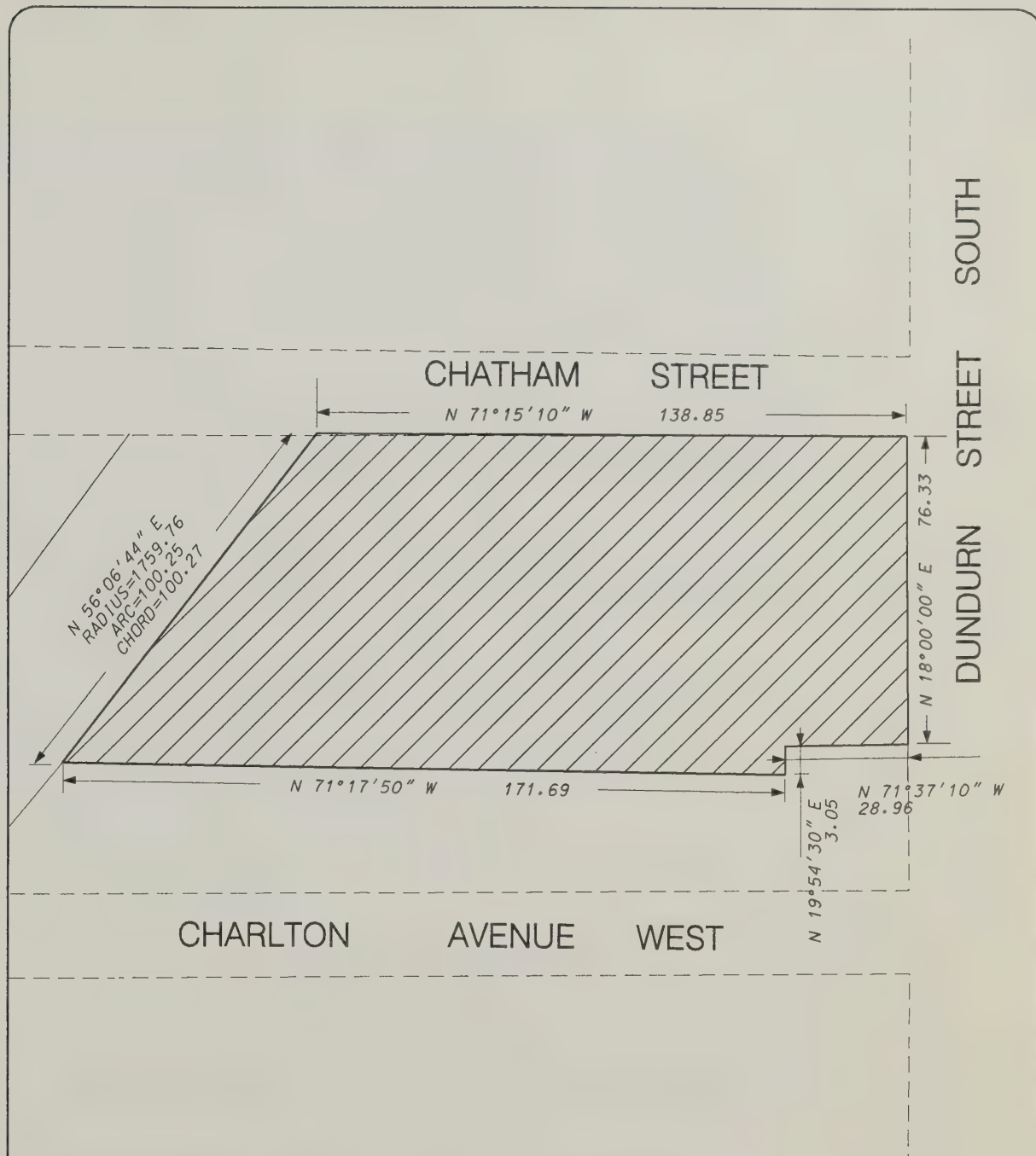
PASSED this eleventh day of December A.D. 1997



CITY CLERK

MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-024
Passed the 11th day of December, 1997.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 98-024
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:



"D" (Urban Protected Residential -
One and Two Family Dwellings, etc.)
to the "DE"-H' (Low Density Multiple
Dwellings - Holding) District;



Scale
NOT TO SCALE
Date
November 1997

Reference File No.
ZAC-97-26
Drawn By
B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98 - 25

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED NORTH OF RYMAL ROAD EAST
AND WEST OF UPPER WELLINGTON STREET,
KNOWN MUNICIPALLY AS 1684 UPPER WELLINGTON STREET**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

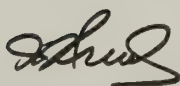
1. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District, to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

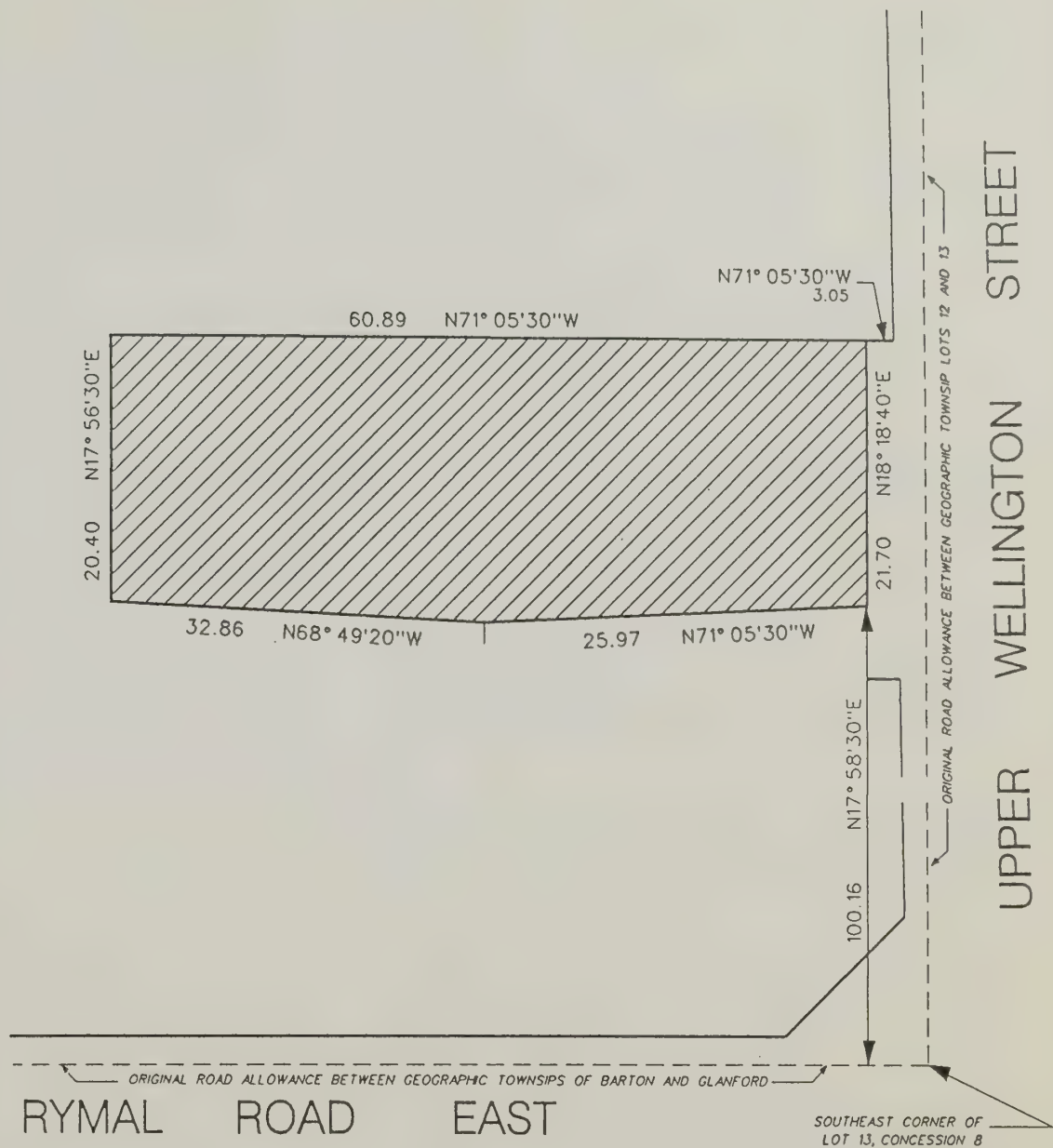
PASSED this eleventh day of December A.D. 1997



CITY CLERK



MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-025
Passed the 11th day of December, 1997.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 98-025
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District, to
"C" (Urban Protected Residential, etc.) District

North



Scale
NOT TO SCALE

Date
November 1997

Reference File No.

ZAC-96-05

Drawn By

B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98— 26

To Amend By-law No. 97-208

To Remove

Land within the "Allison Estates - Phase 4" Subdivision, Plan 62M-823
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 97-208, being a By-law to Remove Land within the "Allison Estates - Phase 4" Subdivision, Plan 62M-823 from Part Lot Control, on October 14, 1997;

AND WHEREAS it is expedient that Block 18, Registered Plan 62M-823 "Allison Estates - Phase 4" plan of subdivision be exempted from part lot control to allow for the creation of a maintenance easement to permit the construction of a zero-lot line single family dwelling on Lot 16.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1. of By-law No. 97-208 is hereby repealed and the following substituted therefor:

"Subsection 5 of Section 50 of the Planning Act, shall not apply, for the purposes of creating maintenance easements only, to the following lands:

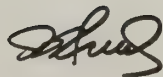
Lots 1 to 16 inclusive, and Blocks 18, 20, 21 and 22, within Registered Plan Number 62M-823, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth."

2. In all other respects, By-law No. 97-208 is hereby confirmed, unchanged.

3. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.

(b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

PASSED this eleventh day of December A.D. 1997.



City Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 98- 27

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 780 UPPER PARADISE ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE" (Low Density Multiple Dwellings) District provisions, as contained in Section 10A. of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10A. of Zoning By-law No. 6593, a maximum of five (5) townhouse dwellings shall be permitted subject to the "RT-20" (Townhouse-Maisonette) District provisions of Section 10E., except for the following:
 - (i) A minimum 3.0 m setback shall be permitted along the northerly lot line; and,
 - (ii) A minimum 1,131.58 m² lot area shall be permitted;
- (b) notwithstanding Section 18A.(1) of Zoning By-law No. 6593, a minimum six (6) parking spaces shall be required.

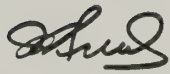
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1389.

4. Sheet No. W37B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1389.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this eleventh day of December A.D. 1997.



CITY CLERK



MAYOR

(1997) 14 R.P.D.C. 4, September 30
A.R.P. Construction Ltd., Owner
ZAC-97-12

The Corporation of the City of Hamilton

BY-LAW NO. 98-28

To Adopt:

Official Plan Amendment No. 145

Respecting:

**LANDS LOCATED AT 100 BEDDOE DRIVE (LAPP PROPERTY)
WITHIN THE CHEDOKE PARK NEIGHBOURHOOD**

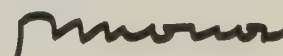
The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 145 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this eleventh day of December A.D. 1997



CITY CLERK



MAYOR

(1997) 1 R.P.D.C. 27, December 11
Chedoke Terrace Inc., Owner
OPA-LAPP

"In addition to the policies set out in the Official Plan, for those lands shown on Schedule "B" - Special Policy Areas, as SPECIAL POLICY AREA 75, and located south of Studholme Road and west of Beddoe Drive, the following will apply:

- (i) the maximum number of townhouse units will be 172 comprised of 24 townhouse units in the woodlot, 72 units in the perimeter "U" shaped) building and 76 interior townhouse units;
- (ii) the maximum height for the townhouse units will not exceed 12.5 m and the turret feature on the community building will not exceed 15 m;
- (iii) in accordance with Section A.2.1.3 iii), retail stores and services that serve the daily needs of the residents will be permitted within the perimeter building only;
- (iv) the lands will be subject to site plan control."

3. The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 75; and,
- "Area 75 refer to Policy A.2.9.3.70" in the legend, as shown on the attached Schedule "B" of this Amendment.

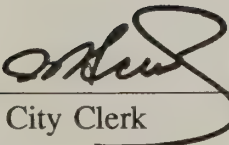
Implementation:

A Development Control Permit from the Niagara Esacrpment Commission will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 98- 28 , passed on the 11th day of ~~December~~ , 1997.

The Corporation of the

City of Hamilton


City Clerk




Mayor

Amendment No. 145

to the

City of Hamilton Official Plan

The following text, together with Schedule "A" - Land Use Concept of the Official Plan, and Schedule "B" - Special Policy Areas, attached hereto, constitute Official Plan Amendment No. 145.

Purpose:

The purpose of this Amendment is to redesignate the subject lands from "Industrial" to "Residential" and create a Special Policy Area for the subject lands to permit the development of 172 townhouse dwellings.

Location:

The lands affected by this Amendment are located at the south-west corner of the intersection of Studholme Road and Beddoe Drive, within the Chedoke Park Neighbourhood.

Basis:

The basis for permitting the development of 172 townhouse dwellings is as follows:

1. The development will transform a vacant former industrial location into a viable residential area;
2. The residential units will make better use of the existing municipal infrastructure already in place, i.e., sewers, water, storm drainage; and,
3. The development will increase the population and dwelling base of Hamilton's Lower City.

Actual Changes:

1. Schedule "A" - Land Use Concept of the Official Plan be revised by re-designating the subject lands from "Industrial" to "Residential", as shown on the attached Schedule "A" of this Amendment;
2. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.70:

schedule B amendment no. 145

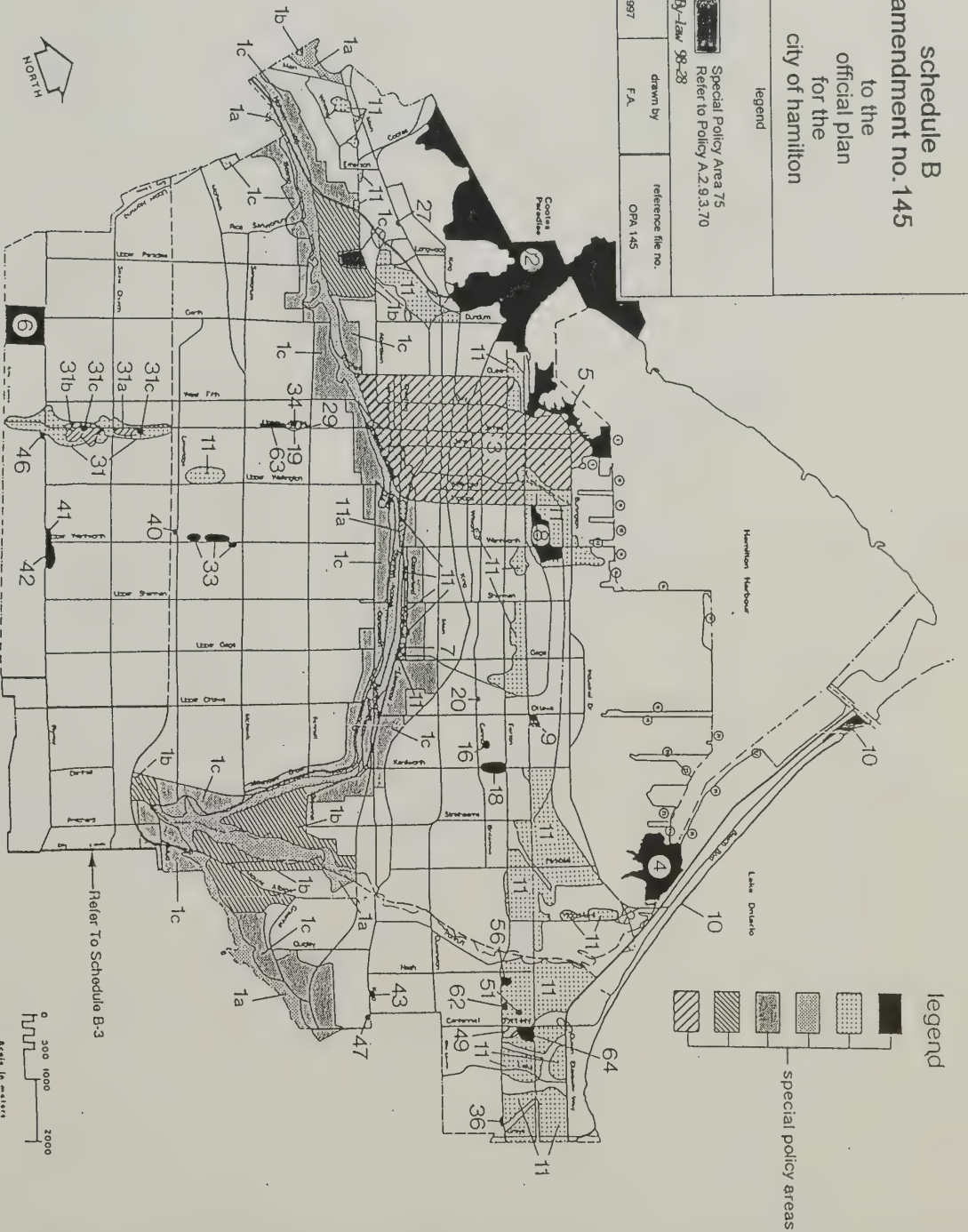
to the
official plan
for the
city of hamilton

legend

Special Policy Area 75
Refer to Policy A.2.9.3.70

By-law 98-28

date November 1997
drawn by F.A.
reference file no. OPA 145



legend

special policy areas

special policy areas

AREA REFER TO POLICY

1(a)	A.2.9.1.
1(b)	A.2.9.1.
1(c)	A.2.9.1.
2	A.2.9.2.
3	A.2.9.3.
4	A.2.9.3.1.
5	A.2.9.3.2.
6	A.2.9.3.3.
7	A.2.9.3.4.
8	A.2.9.3.5.
9	A.2.9.3.6.
10	A.2.9.3.7.
11	A.2.9.3.8.
11(a)	A.2.9.3.9.
11(b)	A.2.9.3.10.
11(c)	A.2.9.3.11.
12	A.2.9.3.12.
13	A.2.9.3.13.
14	A.2.9.3.14.
15	A.2.9.3.15.
16	A.2.9.3.16.
17	A.2.9.3.17.
18	A.2.9.3.18.
19	A.2.9.3.19.
20	A.2.9.3.20.
21	A.2.9.3.21.
22	A.2.9.3.22.
23	A.2.9.3.23.
24	A.2.9.3.24.
25	A.2.9.3.25.
26	A.2.9.3.26.
27	A.2.9.3.27.
28	A.2.9.3.28.
29	A.2.9.3.29.
30	A.2.9.3.30.
31	A.2.9.3.31.
31(a)	A.2.9.3.32.
31(b)	A.2.9.3.33.
31(c)	A.2.9.3.34.
32	A.2.9.3.35.
33	A.2.9.3.36.
34	A.2.9.3.37.
35	A.2.9.3.38.
36	A.2.9.3.39.
37	A.2.9.3.40.
38	A.2.9.3.41.
39	A.2.9.3.42.
40	A.2.9.3.43.
41	A.2.9.3.44.
42	A.2.9.3.45.
43	A.2.9.3.46.
44	A.2.9.3.47.
45	A.2.9.3.48.
46	A.2.9.3.49.
47	A.2.9.3.50.
48	A.2.9.3.51.
49	A.2.9.3.52.
50	A.2.9.3.53.
51	A.2.9.3.54.
52	A.2.9.3.55.
53	A.2.9.3.56.
54	A.2.9.3.57.
55	A.2.9.3.58.
56	A.2.9.3.59.
57	A.2.9.3.60.
58	A.2.9.3.61.
59	A.2.9.3.62.
60	A.2.9.3.63.
61	A.2.9.3.64.
62	A.2.9.3.65.
63	A.2.9.3.66.
64	A.2.9.3.67.

Refer to Schedule B-1 for Special Policy Areas in the Downtown

schedule B

to the official plan
for
the city of Hamilton

94 12 15

amendment no. 145

to the
official plan
for the
city of hamilton

legend		
	Special Policy Area 75	
	Refer to Policy A.3.9.3.70	
1997	drawn by	reference file no
	F.A.	CPA 145

DEFERRED NO D-6
UNDER SECTION 14(3) OF
THE PLANNING ACT

Lake Ontario

Cootes
Paradise

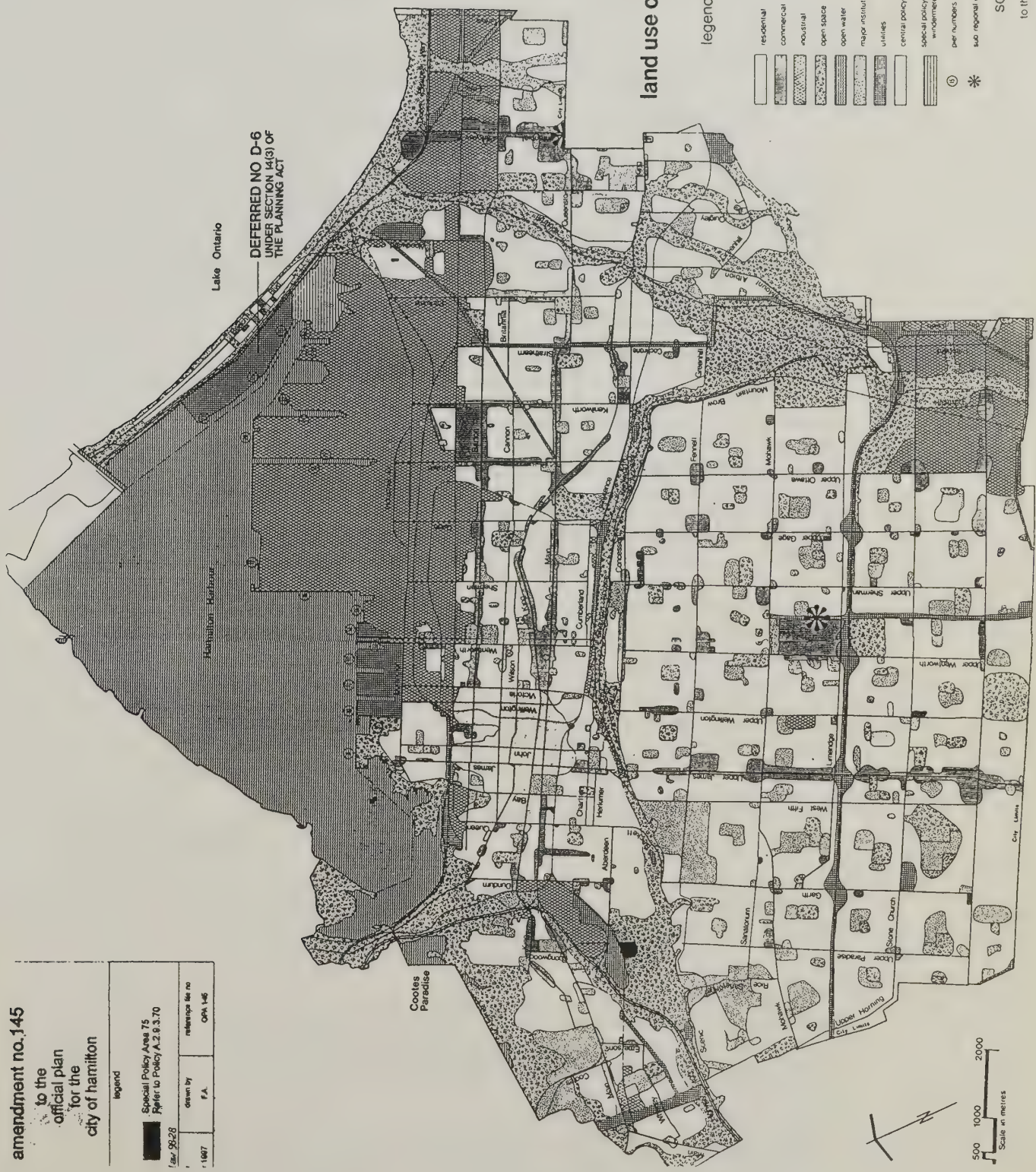
land use concept

legend

- residential
- commercial
- industrial
- open space
- open water
- major institutional
- utilities
- central policy area
- special policy area
- whodmere basin
- per numbers
- sub regional centre

schedule A
to the official plan
for

500 1000 2000
Scale in metres



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 29

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

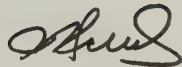
AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.
- (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
 - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
 - (c) that any person may pay the Cancellation Price at any time.
 - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
 - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
 - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 11th day of December 1997



CITY CLERK



MAYOR

SCHEDULE "A"
EXTENSION AGREEMENTS

- | | | |
|----|---------------------------|----------------------------|
| 1) | PROPERTY ADDRESS | 320 KING ST. E. |
| | SERIAL NUMBER | 02 01810 3460 |
| | BRIEF LEGAL DESCRIPTION | PLAN 357 PART LOT 3 |
| | DATE OF REGISTRATION | JANUARY 3, 1997 |
| | TAX ARREARS CERTIFICATE # | VM237105 |
| | REDEMPTION DATE | JANUARY 3, 1998 |
| | TOTAL ARREARS | \$53,101.53 |
| 2) | PROPERTY ADDRESS | 102 WEST AVE. N. |
| | SERIAL NUMBER | 03 02125 2050 |
| | BRIEF LEGAL DESCRIPTION | PLAN 223 PART LOT 85 |
| | DATE OF REGISTRATION | JANUARY 3, 1997 |
| | TAX ARREARS CERTIFICATE # | LT433348 |
| | REDEMPTION DATE | JANUARY 3, 1998 |
| | TOTAL ARREARS | \$6,056.57 |
| 3) | PROPERTY ADDRESS | 000 EAST 21ST ST. |
| | SERIAL NUMBER | 07 06730 0240 |
| | BRIEF LEGAL DESCRIPTION | PLAN 474 LOT 55 |
| | DATE OF REGISTRATION | JANUARY 14, 1997 |
| | TAX ARREARS CERTIFICATE # | LT438223 |
| | REDEMPTION DATE | JANUARY 14, 1998 |
| | TOTAL ARREARS | \$4,432.12 |
| 4) | PROPERTY ADDRESS | 236 OTTAWA ST. N. |
| | SERIAL NUMBER | 04 03135 0760 |
| | BRIEF LEGAL DESCRIPTION | PLAN 297 PART LOT 3 & 4 |
| | DATE OF REGISTRATION | JANUARY 15, 1997 |
| | TAX ARREARS CERTIFICATE # | LT434388 |
| | REDEMPTION DATE | JANUARY 15, 1998 |
| | TOTAL ARREARS | \$27,739.38 |
| 5) | PROPERTY ADDRESS | 315 KING ST. E. |
| | SERIAL NUMBER | 02 01810 3700 |
| | BRIEF LEGAL DESCRIPTION | PLAN 214 PART LOT 1, 2 & 3 |
| | DATE OF REGISTRATION | JANUARY 15, 1997 |
| | TAX ARREARS CERTIFICATE # | VM237264 |
| | REDEMPTION DATE | JANUARY 15, 1998 |
| | TOTAL ARREARS | \$57,099.92 |

6)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION TAX ARREARS CERTIFICATE # REDEMPTION DATE TOTAL ARREARS	000 BURLINGTON ST. E. 03 02720 2500 PLAN 32 PART LOT 4 JANUARY 3, 1997 VM237093 JANUARY 3, 1998 \$70,298.55
7)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION TAX ARREARS CERTIFICATE # REDEMPTION DATE TOTAL ARREARS	210 BURLINGTON ST. E. 02 01710 7850 PLAN 327 PART LOT 46 & 33 JANUARY 15, 1997 VM237266 JANUARY 15, 1998 \$4,847.68
8)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION TAX ARREARS CERTIFICATE # REDEMPTION DATE TOTAL ARREARS	10014 KING ST. E 01 00550 3950 PLAN 649 PART LOT 1402 & 1403 JANUARY 15, 1997 VM237261 JANUARY 15, 1998 \$72,191.34
9)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION TAX ARREARS CERTIFICATE # REDEMPTION DATE TOTAL ARREARS	202 BELMONY AVE. 04 02840 4020 PLAN 378 LOT 46 PT LOT 47 JANUARY 15, 1997 LT434393 JANUARY 15, 1998 \$18,120.64
10)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION TAX ARREARS CERTIFICATE # REDEMPTION DATE TOTAL ARREARS	418 UPPER WELLINGTON 08 09050 7830 CON 4 PT LOT 13 BTN HAM JANUARY 15, 1997 LT434392 JANUARY 15, 1998 \$11,848.39
11)	PROPERTY ADDRESS SERIAL NUMBER BRIEF LEGAL DESCRIPTION DATE OF REGISTRATION TAX ARREARS CERTIFICATE # REDEMPTION DATE TOTAL ARREARS	18 WHITFIELD AVE. 03 02730 5340 PLAN 410 LOT 63 JANUARY 15, 1997 VM237265 JANUARY 15, 1998 \$6,712.39

12)	PROPERTY ADDRESS	228 UPPER PARADISE
	SERIAL NUMBER	08 10810 8920
	BRIEF LEGAL DESCRIPTION	PLAN 603 PT LOT 81 TO 84
	DATE OF REGISTRATION	JANUARY 15, 1997
	TAX ARREARS CERTIFICATE #	LT434383
	REDEMPTION DATE	JANUARY 15, 1998
	TOTAL ARREARS	\$12,193.35
13)	PROPERTY ADDRESS	1314 UPPER WENTWORTH
	SERIAL NUMBER	07 08410 5570
	BRIEF LEGAL DESCRIPTION	CON 7 PART LOT 11
	DATE OF REGISTRATION	JANUARY 30, 1997
	TAX ARREARS CERTIFICATE #	LT436080
	REDEMPTION DATE	JANUARY 30, 1998
	TOTAL ARREARS	\$78,060.04
14)	PROPERTY ADDRESS	2 WARK AVE.
	SERIAL NUMBER	05 05110 2230
	BRIEF LEGAL DESCRIPTION	PLAN 364 PT LOT 14
	DATE OF REGISTRATION	JANUARY 30, 1997
	TAX ARREARS CERTIFICATE #	VM237466
	REDEMPTION DATE	JANUARY 30, 1998
	TOTAL ARREARS	\$6,400.41
15)	PROPERTY ADDRESS	15 ELDORADO CRT.
	SERIAL NUMBER	08 09810 9500
	BRIEF LEGAL DESCRIPTION	PLAN 1376 LOT 17
	DATE OF REGISTRATION	JANUARY 15, 1997
	TAX ARREARS CERTIFICATE #	LT434389
	REDEMPTION DATE	JANUARY 15, 1998
	TOTAL ARREARS	\$18,247.87
16)	PROPERTY ADDRESS	1521 UPPER OTTAWA
	SERIAL NUMBER	06 07210 3948
	BRIEF LEGAL DESCRIPTION	WENTWORTH CONDO PLAN 146
	DATE OF REGISTRATION	MARCH 12, 1997
	TAX ARREARS CERTIFICATE #	LT441778
	REDEMPTION DATE	MARCH 12, 1998
	TOTAL ARREARS	\$24,534.06
17)	PROPERTY ADDRESS	22 AQUA SANTA CRES.
	SERIAL NUMBER	07 08610 9078
	BRIEF LEGAL DESCRIPTION	PLAN 62M689 LOT 19
	DATE OF REGISTRATION	JANUARY 30, 1997
	TAX ARREARS CERTIFICATE #	LT436076
	REDEMPTION DATE	JANUARY 30, 1998
	TOTAL ARREARS	\$4,617.47

18)	PROPERTY ADDRESS	1443 UPPER JAMES
	SERIAL NUMBER	07 08610 2925
	BRIEF LEGAL DESCRIPTION	PLAN 62M689 BLOCK 51
	DATE OF REGISTRATION	JANUARY 30, 1997
	TAX ARREARS CERTIFICATE #	LT436079
	REDEMPTION DATE	JANUARY 30, 1998
	TOTAL ARREARS	\$7,930.94
19)	PROPERTY ADDRESS	1521 UPPER OTTAWA
	SERIAL NUMBER	06 07210 3951
	BRIEF LEGAL DESCRIPTION	WENTWORTH CONDO PLAN 146
	DATE OF REGISTRATION	FEBRUARY 21, 1997
	TAX ARREARS CERTIFICATE #	LT439739
	REDEMPTION DATE	FEBRUARY 21, 1998
	TOTAL ARREARS	\$21,201.44
20)	PROPERTY ADDRESS	1521 UPPER OTTAWA
	SERIAL NUMBER	06 07210 3936
	BRIEF LEGAL DESCRIPTION	WENTWORTH CONDO PLAN 146
	DATE OF REGISTRATION	MARCH 12, 1997
	TAX ARREARS CERTIFICATE #	LT441779
	REDEMPTION DATE	MARCH 12, 1998
	TOTAL ARREARS	\$23,827.82
21)	PROPERTY ADDRESS	123 PRINCESS
	SERIAL NUMBER	03 02660 3975
	BRIEF LEGAL DESCRIPTION	PLAN 220 LOTS 1 to 5
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	LT433347
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$560,354.03
22)	PROPERTY ADDRESS	70 COVINGTON
	SERIAL NUMBER	05 04810 6390
	BRIEF LEGAL DESCRIPTION	PLAN 1332 LOT 15
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	LT433351
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$459,849.52
23)	PROPERTY ADDRESS	249 HESS N.
	SERIAL NUMBER	02 01250 3490
	BRIEF LEGAL DESCRIPTION	CON 1 PT LOT 16
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237103
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$334,187.13

24)	PROPERTY ADDRESS	938 BURLINGTON E.
	SERIAL NUMBER	03 02720 1370
	BRIEF LEGAL DESCRIPTION	PLAN 453 LOTS 12,13,14,18
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237097
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$313,195.19
25)	PROPERTY ADDRESS	315 BEACH BLVD.
	SERIAL NUMBER	05 05140 2260
	BRIEF LEGAL DESCRIPTION	PLAN 364 PT LOT 6
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237095
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$106,839.19
26)	PROPERTY ADDRESS	100 LOCKE S.
	SERIAL NUMBER	01 00955 0070
	BRIEF LEGAL DESCRIPTION	PLAN 244 LOT 29,60 & PART LOTS 30,59
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237100
	REDEMPTION DATE	JANUARY 3, 1997
	TOTAL ARREARS	\$102,546.48
27)	PROPERTY ADDRESS	124 WALNUT S.
	SERIAL NUMBER	02 01435 0370
	BRIEF LEGAL DESCRIPTION	PLAN 48 PT LOT 4
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237099
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$93,177.90
28)	PROPERTY ADDRESS	107 STUART
	SERIAL NUMBER	02 01255 8570
	BRIEF LEGAL DESCRIPTION	PLAN 199 LOT 1 TO 4
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237101
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$73,884.04
29)	PROPERTY ADDRESS	16 MCKINSTRY
	SERIAL NUMBER	03 02240 8040
	BRIEF LEGAL DESCRIPTION	PLAN 32 PART LOT 3
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	LT436083
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$72,641.46

30)	PROPERTY ADDRESS	271 BAY N.
	SERIAL NUMBER	02 01255 1120
	BRIEF LEGAL DESCRIPTION	PLAN 127 PART LOT 6
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237108
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$44,369.45
31)	PROPERTY ADDRESS	32 TIFFANY
	SERIAL NUMBER	02 01255 7230
	BRIEF LEGAL DESCRIPTION	PLAN 119 LOT 7,8
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237104
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$42,502.38
32)	PROPERTY ADDRESS	361 WELLINGTON N.
	SERIAL NUMBER	02 01710 8900
	BRIEF LEGAL DESCRIPTION	PLAN 89 PART LOT 1
	DATE OF REGISTRATION	JANUARY 30, 1997
	TAX ARREARS CERTIFICATE #	VM237468
	REDEMPTION DATE	JANUARY 30, 1998
	TOTAL ARREARS	\$26,879.32
33)	PROPERTY ADDRESS	130 STAPLETON
	SERIAL NUMBER	04 03230 2730
	BRIEF LEGAL DESCRIPTION	PLAN 584 LOT 452
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237102
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$23,693.40
34)	PROPERTY ADDRESS	269 BAY N.
	SERIAL NUMBER	02 01255 1090
	BRIEF LEGAL DESCRIPTION	PLAN 127 PART LOT 6
	DATE OF REGISTRATION	JANUARY 3, 1997
	TAX ARREARS CERTIFICATE #	VM237107
	REDEMPTION DATE	JANUARY 3, 1998
	TOTAL ARREARS	\$19,671.72
35)	PROPERTY ADDRESS	772 UPPER PARADISE
	SERIAL NUMBER	08 10610 6740
	BRIEF LEGAL DESCRIPTION	CON 7 PART LOT 21
	DATE OF REGISTRATION	FEBRUARY 14, 1997
	TAX ARREARS CERTIFICATE #	LT438221
	REDEMPTION DATE	FEBRUARY 14, 1998
	TOTAL ARREARS	\$3,370.36

36)	PROPERTY ADDRESS	772 UPPER PARADISE
	SERIAL NUMBER	08 10610 6722
	BRIEF LEGAL DESCRIPTION	CON 7 PART LOT 21
	DATE OF REGISTRATION	FEBRUARY 14, 1997
	TAX ARREARS CERTIFICATE #	LT438220
	REDEMPTION DATE	FEBRUARY 14, 1998
	TOTAL ARREARS	\$2,901.40
37)	PROPERTY ADDRESS	216 DUNDURN S.
	SERIAL NUMBER	01 00915 2230
	BRIEF LEGAL DESCRIPTION	PLAN 1434 PART LOT 10
	DATE OF REGISTRATION	FEBRUARY 14, 1997
	TAX ARREARS CERTIFICATE #	LT438222
	REDEMPTION DATE	FEBRUARY 14, 1998
	TOTAL ARREARS	\$67,085.09
38)	PROPERTY ADDRESS	144 BARTON E.
	SERIAL NUMBER	02 01565 6180
	BRIEF LEGAL DESCRIPTION	PLAN 55 PART LOT 28
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	VM239756
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	\$14,474.98

The Corporation of the City of Hamilton

BY-LAW NO. 98-30

To Amend

By-law No. 95-090 and By-law No. 97-033

To Authorize

A TRANSFER OF DEBENTURE PROCEEDS

WHEREAS the Co-Generation Project was approved as a Canada/Ontario Infrastructure Project;

AND WHEREAS the Co-Generation Project was approved by By-law No. 95-18 at a debenture amount of \$2,021,500.00;

AND WHEREAS the debenture portion of the Co-Generation Project was increased to \$3,685,500.00 by By-law No. 95-090;

AND WHEREAS the debentures previously authorized by Council have not been sold;

AND WHEREAS City Council, on January 30, 1996, in adopting Section 1 of the 1st Report of the Committee of the Whole authorized a reduction of the Co-Generation Project funding and a transfer of \$400,000.00 from the Co-Generation Project to the Creative Playstructure Project;

AND WHEREAS City Council, on February 27, 1996, in adopting Section 7 of the 2nd Report of the Committee of the Whole authorized a further reduction of the Co-Generation funding, a transfer of the \$2,054,833.00 to other projects and a cancellation of \$366,667.00 of the previously approved debenture funding;

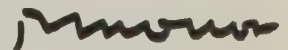
AND WHEREAS Council, on June 24, 1997, in adopting Section 11 of the 14th Report of the Finance and Administration Committee authorized a further reduction in the approved debenture funding;

1. The City Treasurer is hereby authorized to cancel the remaining debenture authorization for the Co-Generation Project in the amount of \$1,264,000.00.
2. The City Treasurer is authorized to finance the remaining expenditure of \$386,815.27 in the Co-Generation Project by a transfer from the Reserve for Debt Charges.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this 11th day of December, 1997.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 31

To Authorize the Temporary Borrowing of Monies to Meet Current Expenditures Pending Receipt of Current Revenues.

WHEREAS section 187(1) of the Municipal Act, R.S.O. 1990, as amended, provides as follows:

"A council may by by-law either before or after the passing of the by-law for imposing the rates for the current year authorize the head and treasurer to borrow from time to time by way of promissory note or banker's acceptance such sums as the council considers necessary to meet, until the taxes are collected and other revenues are received, the current expenditures of the corporation for the year, including the amounts required for sinking funds,, principal and interest falling due within the year upon any debt of the corporation, school purposes, special rates purposes, and for any board, commission or body and other purposes for which the corporation is required by law to provide";

AND WHEREAS Section 187(2) of the said Act, as amended by the Municipal Statute Law Amendment Act, S.O. 1992, c. 15 provides as follows:

"The amount that may be borrowed at any one time for the purposes mentioned in subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year";

AND WHEREAS the Council of the Corporation of the City of Hamilton (hereinafter called the "Municipality") in adopting Item of the Report of the Finance and Administration Committee on December 1997 authorized the temporary borrowing of monies to meet current budget expenditures for the year 1998 pending receipt of current revenues;

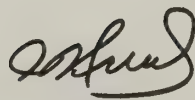
NOW THEREFORE the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. (1) The Mayor and Treasurer are hereby authorized on behalf of the Corporation of the City of Hamilton to borrow from time to time by way of promissory note from the **CANADIAN IMPERIAL BANK OF COMMERCE** a sum or sums of monies not exceeding at any one time the amounts specified in subsection (2) to pay off temporary bank overdrafts for the current expenditures of the Corporation for the year 1998 and to give to the Bank on behalf of the Corporation a promissory note or notes, sealed with the Corporate Seal and signed by the Mayor and Treasurer, for the monies so borrowed, together with interest at such rate as may be agreed upon from time to time with the Bank.
- (2) The amount of monies that may be borrowed at any one time for the purposes of subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year.

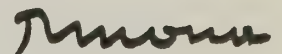
2. (1) Until estimates of revenue of the Corporation for the 1998 year are adopted, borrowing shall be limited to the estimated revenues of the Corporation as set forth in estimates adopted for the next preceding year.

(2) The total estimated revenues of the Corporation, including the amounts levied for Region and Education purposes, adopted for the year 1997 are Five Hundred and Twelve Million, Nine Hundred and Sixty Six Thousand and Five Hundred and Sixty Dollars (\$512,966,560.00).
3. All sums borrowed pursuant to the authority of this by-law, together with any and all similar borrowings in the current year and in previous years that have not been repaid shall, together with interest thereon, be a charge upon the whole of the revenues of the Corporation for the current year and for all preceding years, as and when such revenues are collected or received.
4. The Treasurer shall, and is hereby authorized and directed to, apply in payment of all sums borrowed pursuant to this by-law, together with interest thereon, all of the monies thereafter collected or received for the current and preceding years, either on account or realized in respect of taxes levied for the current year and preceding years or from any other sources which may lawfully be applied for such purpose.
5. By-law 96-208 is repealed.
6. This by-law shall come into force and effect on the 1st day of January, 1998, and shall remain in force and effect until December 31, 1998.

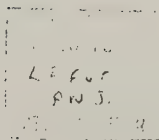
PASSED this 11th day of December A.D., 1997.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 98- 32

To Amend Business Licensing By-laws Nos. 93-069,
76-32, 79-144, 80-259 and 95-173

Respecting:

1997 LICENCE EXPIRY DATES

WHEREAS the mail strike that began November 20, 1997 disrupted the sending of the normal renewal notices, and it is expedient to extend 1997 business licence expiry dates to January 31, 1998;

AND WHEREAS the change of expiry dates is intended to apply to City of Hamilton business licences issued for the year ending December 31, 1997 under: By-law 93-069 being the City of Hamilton Licensing Code, By-law 76-32 regulating body-rub parlours, By-law 79-144 regulating adult entertainment parlours, By-law 80-259 regulating second level lodging houses, and By-law 95-173 regulating adult video stores;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 6 of the City of Hamilton Licensing Code, being By-law No. 93-069 as amended, is further amended by adding the following subsection as subsection (5):

"(5) Notwithstanding subsections (1) and (2), licences issued under this by-law for the year 1997 shall expire on January 31, 1998."

(2) The expiry dates in Column 3 of Schedule 1 to By-law No. 76-32 as amended, being a by-law to regulate Body-Rub Parlours, is further amended by replacing "December 31" in each line where it occurs, with the following:

"December 31, except in the case of licences issued for the year 1997 which shall expire January 31, 1998"

(3) Section 26 of By-law No. 79-144 as amended, being a by-law to regulate Adult Entertainment Parlours, is further amended by adding the following subsection as subsection (3):

"(3) Notwithstanding subsection (2), licences issued under this by-law for the year 1997 shall expire on January 31, 1998."

(4) Section 2 of By-law No. 80-259 as amended, being the Second Level Lodging House By-law, is further amended by adding the following as subsection (5):

"(5) Licences issued under this by-law expire on December 31 of the year for which they were issued unless sooner revoked or suspended pursuant to the terms of By-law No. 93-069 as amended, except those licenses issued for the year 1997 which shall expire on January 31, 1998."

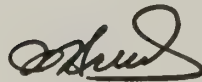
(5) Section 14 of By-law No. 95-173 as amended, being a by-law to regulate stores selling adult videos, is further amended by repealing and replacing section 14 with the following:

"14. Every licence issued under this by-law, unless sooner revoked or suspended, shall expire on December 31 of the year for which it was issued, except in the case of licences issued for the year 1997 which shall expire on January 31, 1998."

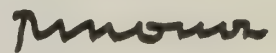
2. (1) This by-law comes into force on the day of its enactment.

(2) In all other respects, Licensing By-laws 93-069, 76-32, 79-144, 80-259 and 95-173 all as amended, are hereby confirmed without change.

PASSED this 11th day of December 1997



CITY CLERK



MAYOR

BY-LAW NO. 98 - 33

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 11th DAY OF DECEMBER, 1997.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

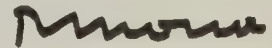
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 11th day of December 1997



CITY CLERK



MAYOR

BY-LAW NO. 98 - 034

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 7TH DAY OF JANUARY A.D., 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

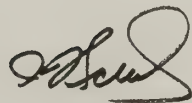
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

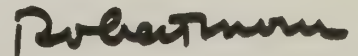
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 7th day of January A.D. 1998



CITY CLERK



MAYOR

BY-LAW NO. 98 - 035

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 20th DAY OF JANUARY, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

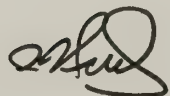
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

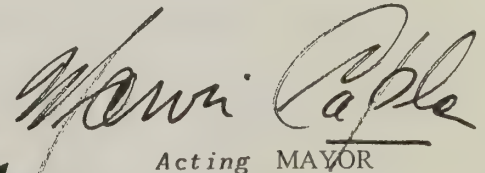
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 20th day of January 1998



CITY CLERK


Acting MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-036

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Herkimer	Eastbound	Kent
Roland	Northbound	Regent
Eagleglen	Eastbound and Westbound	Upper Paradise."

2. That **Schedule 19 (No U-Turn at Certain Intersections)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Southampton	Westbound	Grandoaks."
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3. That **Schedule 29 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following items namely:-

"Hughson	West	King to King William	Anytime
Hughson	West	Main to 50 feet northerly	Anytime
Hughson	West	King to 75 feet southerly	Anytime
Hughson	West	King to Main 7:00 am - 9:00 am	Mon - Sat
Hughson	West	King to Main 4:00 pm - 6:00 pm	Mon - Sat
Jackson	North	John to 105 ft. westerly	Anytime
Jackson	North	commencing 155 ft. west of John to a point 107 ft. west of MacNab	Anytime

Jackson	South	MacNab to 44 ft. easterly	Anytime
Jackson	North	Catharine to 36 ft. easterly	Anytime
Jackson	North	commencing 121 feet east of Catharine and extending 51 ft. easterly	Anytime
Jackson	North	commencing 105 ft. west of John to 50 ft. westerly	Anytime
Wexford	West	Central to Monterey 8am - 5pm	Mon-Fri."

and by deleting therefrom the following item, namely:-

"Hughson	West	Main to King William	Anytime
Jackson	North	John to City Hall	Anytime."

4. That **Schedule 30 (Commercial Vehicle Loading Zones)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Jackson	North 70 ft.	30 ft. west of Walnut	7:00 am - 6:00 pm Mon - Sat."
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and by deleting therefrom the following items, namely:-

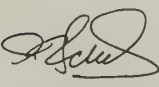
"Jackson	North 70 ft.	30 ft. west of Walnut	Anytime
Jackson	North 31 ft.	127 ft. west of MacNab	Anytime
Hughson	West 50 ft.	100 ft south of King	9:00 am - 11:00 am
King William	North 50 ft.	26 ft. west of Wellington	Anytime."

5. That **Schedule 35 (Wheelchair Loading Zones)** of said By-law be amended by adding thereto the following items, namely:-

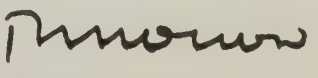
"King William	North 44 feet	97 feet west of the west curb line of Walnut	Anytime."
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6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 27th day of January 1998.


CITY CLERK




MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 037

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Part 1** of said By-law is hereby amended by deleting therefrom **Section 3**, in its entirety, and by inserting in its place the following section:-

"Enforcement

3. It shall be the duty of the members of the Hamilton-Wentworth Regional Police, and duly appointed Special Constables and By-law Enforcement Officers of the City of Hamilton, generally to control and direct traffic, give such directions and do such things as may be necessary for that purpose, and enforce the provisions of this by-law."
2. That **Part 1** of said By-law is hereby amended by deleting therefrom **Section 3a**, in its entirety.
3. That **Schedule 9 (Through Highways)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Aberdeen Avenue, from the easterly limit of Bay Street to the easterly limit of Hess Street."

and by deleting therefrom the following item, namely:-

"Aberdeen Avenue, from the easterly limit of Bay Street to the easterly limit of Queen Street."

4. That **Schedule 24 (Parking Meter Locations)** of said By-law is hereby amended by adding to **Section 1(a)** thereof the following items, namely:-

"Walnut	West	King to Main
Jackson	South	James to MacNab
Jackson	North	MacNab to City Hall."

and by adding to **Section 3(b)** thereof the following items, namely:-

"MacNab	East	York to Vine
Park	West	York to Vine
Vine	North	MacNab to James
Vine	South	Park to James."

and by deleting therefrom the following item; namely:-

"Vine	South	Park to MacNab."
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and by deleting from Part 4(b) the following item; namely:-

"Vine	South	James to MacNab."
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and by deleting from Part 5 the following item; namely:-

"Vine	South	1st west of MacNab."
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5. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Belview	West	King to Dunsmure	1hr	8am - 8am (24 hrs)	Mon-Sun
Holmes	Both	Leland to Emerson	1hr	8am - 6pm	Mon-Fri
East 22nd	West	commencing 142 feet south of Concession and extending 297 feet southerly therefrom	2hr	8am - 6pm	Mon-Fri
East 22nd	East	commencing 143 feet south of Concession and extending 294 feet southerly therefrom	2hr	8am - 6 pm	Mon-Fri
Sanders	South	West Park to Westbourne	1hr	8am - 6 pm	Mon-Fri
Sanders	North	West Park to Daleview	1hr	8am - 6 pm	Mon-Fri
Pearl	East	Hunter to Bold	1hr	8am - 8am (24 hrs)	Mon-Fri."

6. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Mary	East	commencing 166 feet north of King and extending 62 feet northerly therefrom	Anytime
Vine	North	Bay to MacNab	Anytime
King William	North	commencing 63 feet west of Wellington and extending 24 feet westerly therefrom	Anytime
Jackson	South	Wellington to James	Anytime
Belview	East	King to Dunsmure	Anytime
Jackson	South	MacNab to City Hall Entrance	Anytime
Clinton	North	Ruth to Barnesdale	Anytime
Ofield	North	Ewen to 181 feet westerly	Anytime
Ofield	South	Ewen to 98 feet westerly	Anytime."

and by deleting therefrom the following items, namely:-

"Walnut	West	Main to King	Anytime
Jackson	North	commencing at Catharine and extending 45 ft. easterly	Anytime
Jackson	South	Wellington to City Hall Entrance	Anytime
Vine	North	James to Park	Anytime
Vine	North	Park to Bay	Anytime."

and by adding to **Part (A)** thereof the following item, namely:-

"Rebecca	South	23 ft.	75 ft. east of James	8:00 am - 6:00 pm Mon to Sat."
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and by deleting from **Part (A)** thereof the following item, namely:-

"Rebecca	South	23 ft.	75 ft. east of James	Anytime."
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7. That **Schedule 27 (Alternate Side Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Belview Avenue Dunsmure Road to Cannon Street East	West	East
Clinton Street Sherman Avenue North to Ruth Street	South	North
Clinton Street Barnesdale Avenue North to Lottridge Street	South	North."

and by deleting therefrom the following item, namely:-

"Belview Avenue King Street East to Cannon Street East	West	East
Clinton Street Sherman Avenue North to Lottridge Street	South	North."

8. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Paling	West	commencing 705 feet south of Barton and extending 20 feet southerly therefrom	Anytime
Inchbury	East	commencing 113 feet north of Florence and extending 16 feet northerly therefrom	Anytime."

and by deleting therefrom the following items, namely:-

"Charlton	South	commencing at a point 150 feet east of Kent to a point 18 feet easterly therefrom	Anytime
East 21st	East	commencing at a point 238 feet south of Concession and extending 22 feet southerly therefrom	Anytime."

9. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 27th day of January 1998.



CITY CLERK




MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 038

To Amend By-law No. 88-11

Respecting:

THE BARTON VILLAGE COMMUNITY IMPROVEMENT PROJECT AREA

WHEREAS subsection 28(2) of the Planning Act, 1990 provides as follows:

(2) **Designation of community improvement project area.** -- Where there is an official plan in effect in a local municipality that contains provisions relating to community improvement in the municipality, the council may, by by-law, designate the whole or any part of an area covered by such an official plan as a community improvement project area;

AND WHEREAS the Official Plan of the City of Hamilton approved by the Minister on June 1, 1982, contains provisions relating to community improvement in the City of Hamilton;

AND WHEREAS it is desirable to expand the Barton Village Community Improvement Project Area, designated by By-law No. 88-11, passed on the 12th day of January 1988.

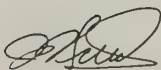
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area described in Schedule "A" and shown as Area A and Area B on Schedule "B" both annexed hereto and forming part of this by-law, is hereby designated as a Community Improvement Project Area.

PASSED this 27th day of

January

A.D. 1998



CITY CLERK



MAYOR

SCHEDULE "A"
DESCRIPTION OF THE BARTON VILLAGE
COMMUNITY IMPROVEMENT PROJECT AREA

The land located in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, described as follows;

Commencing at a point in the western limit of Wellington Street, distant one hundred and twenty four feet north of the north limit of Barton Street,

Thence northerly along the said western limit of Wellington Street to its intersection with the westerly production of the southern limit of Copeland Avenue as closed by City of Hamilton By-Law 71-101 and 738, registered as Instrument 201532 AB and 84 By-Law, respectively.

Thence to and along the said southern limits of the said Copeland Avenue as closed and its easterly production to a point in the eastern limit of Victoria Avenue.

Thence southerly along the said eastern limit of Victoria Avenue to the north west corner of Lot 2, Registered Plan 33.

Thence easterly along the northern limit of the said Lot 2 and its easterly production to its intersection with the western limit of Lot 29, Registered Plan 33.

Thence southerly along the western limit of said Lot 29 to a point distant eighty point two five feet (80.25') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the eastern limit of East Avenue.

Thence southerly along the eastern limit of East Avenue to a point distant fifty five feet (55.0') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to its intersection with the western limit of Lot 59, Registered Plan 33.

Thence northerly along the western limit of said Lot 59 to the north west corner thereof.

Thence easterly along the northern limit of said Lot 59 and its easterly production to a point in the eastern limit of Emerald Street, being the western limit of Lot 1, Registered Plan 133.

Thence southerly along the eastern limit of Emerald Street to a point distant ninety feet (90.0') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to a point in the western limit of Lot 4, Registered Plan 133.

Thence northerly along the said western limit of Lot 4 to the north west corner thereof.

Thence easterly along the northern limits of Lot 4, 5 and 6, Registered Plan 133 and the easterly production to its intersection with the eastern limit of Oak Avenue, being the western limit of Lot 1, Registered Plan 260.

Thence northerly along the said western limit of Lot 1 to the north west corner thereof.

Thence easterly along the northern limits of Lots 1, 2, 3, 4, 5 and 6, Registered Plan 260 and the easterly production to a point in the eastern limit of St. Mathews Avenue, being the eastern limit of the said Registered Plan 260.

Thence southerly along the east limit of St. Mathews Avenue to a point distant eighty nine point one seven feet (89.17') north of the north limit of Barton Street, being the north west corner of Part 3, Plan 62R-2137.

SCHEDULE "A" (cont'd)

Description of the Barton Village Community Improvement Project Area

Thence easterly along the north limit of Parts 3 and 2, Plan 62R-2137 and its easterly production to its intersection with the southerly production of the west limit of an alley running parallel with and east of St. Mathews Avenue.

Thence northerly along said production of the west limit of the said alley four point nine two feet (4.92') more or less to the south limit of an alley.

Thence easterly along the south limit of the alley to a point in the western limit of Cheever Street, being the north east corner of Lot 38, Registered Plan 154.

Thence north easterly to a point in the eastern limit of Cheever Street, being the south west corner of the public alley assumed by City of Hamilton By-Law 3504.

Thence easterly along the south limit of the said public alley and its easterly production to a point in the western limit of Lot 39, Registered Plan 3.

Thence southerly along the western limit of the said Lot 39 to the south west corner thereof.

Thence easterly along the south limit of said Lot 39 and its easterly production to a point in the eastern limit of William Street.

Thence southerly along the eastern limit of William Street to a point distant fifty two point nine two feet (52.92') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the centre line of Wentworth Street.

Thence northerly to the south limit of the Canadian National Railway.

Thence easterly along the said south limit of the Canadian National Railway to the west limit of Birch Avenue.

Thence southerly along the west limit of Birch Avenue to its intersection of the westerly production of the north limit of Lot 60 Registered Plan 245.

Thence easterly along the last mentioned production line to the northwest corner of said Lot 60, being the south limit of an Alley.

Thence easterly along the south limit of the said alley, being the northerly limit of Lots 60, 59, 58, 57, 56 and 55 to the north east corner of Lot 55, Registered Plan 245 being a point in the west limit of Earl Street.

Thence easterly to the north west corner of Lot 22 Registered Plan 245, being a point at the east limit of Earl Street and the south limit of another alley.

Thence easterly along the south limit of the said alley, being the north limit of Lots 22, 21, 20, 19 and 18, Registered Plan 245 to a point ninety two point three one feet (92.31') west of Sherman Avenue.

Thence southerly parallel to Sherman Avenue fifty feet to a point.

Thence easterly parallel to the north limit of Lots 18 and 17 Registered Plan 245 to a point in the west limit of Sherman Avenue.

Thence southerly along the west limit of Sherman Avenue to the south east corner of Lot 120, Registered Plan 76, being the north limit of an alley.

Thence westerly along the north limit of the said Alley, being the south limit of Lots 120, 119, 118 and 117, Registered Plan 76 to the south west corner of Lot 117 thereof.

SCHEDULE "A" (cont'd)

Description of the Barton Village Community Improvement Project Area

Thence westerly to the south east corner of Lot 72, Registered Plan 76 being the north limit of another alley.

Thence westerly along the said limit of the alley, being the south limits of Lots 72, 71, Registered Plan 76 and Lots 2 and 1, Registered Plan 257 to the south west corner of said Lot 1, being the east limit of Chestnut Avenue.

Thence westerly to a point in the west limit of Chestnut Avenue distant eighty feet (80') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street to the east limit of Lot 20, Registered Plan 169.

Thence southerly to the south east corner thereof, being the north east corner of an alley.

Thence westerly along the north limit of the said alley, being the south limit of Lots 20, 21, 52, 53, 54 and 55, Registered Plan 169 to the south west corner of said Lot 55.

Thence westerly to the south east corner of Lot 47, Registered Plan 560, being the north limit of an alley.

Thence westerly along the said alley, being the south limit of Lots 47, 46, 45, 44 and 43, Registered Plan 560 to the east limit of Stirton Street.

Thence south westerly to the southeast corner of Lot A, Registered Plan 560 being a point in the west limit of Stirton Street.

Thence westerly, northerly and westerly along the south limits of said Lot A and the south limit of Lots 10 and 9, Registered Plan 381 to the east limit of Minto Avenue.

Thence westerly to the south east corner of Lot 8, Registered Plan 381, being the west limit of Minto Avenue.

Thence westerly along the south limits of Lots 8, 7, 6, 5, 4, 3, 2 and 1, Registered Plan 381 to the east limit of Sanford Avenue.

Thence westerly to the south east corner of Lot 26, Registered Plan 373.

Thence westerly northerly and westerly along the limits of Lots 26, 21, 20, 19, 18, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4 and 3, to a point distant eighteen feet (18.0') west of the south east corner of Lot 3, Registered Plan 373.

Thence northerly parallel with the eastern limit of said Lot 3 a distance of thirty feet (30.0') to a point.

Thence westerly parallel with the south limit of Barton Street to a point in the western limit of Wentworth Street.

Thence southerly along the western limit Wentworth Street to the south east corner of Lot 6, Registered Plan 194.

Thence westerly along the south limit of Lots 6, 5, 4, 3, 2 and 1, Registered Plan 194 and its westerly production to a point in the western limit of Leeming Street, being a point in the eastern limit of Lot 1, Registrar's Compiled Plan 1409.

Thence southerly along the east limit of said Lot 1 to the south east corner thereof.

Thence westerly along the south limit Lots 1, 2, 3, 4, 5 and 6, Registrar's Compiled Plan 1409 and its westerly production to a point in the eastern limit of Lot 7, Registered Plan 234.

Thence northerly along the eastern limit of said Lot 7 to the north east corner thereof.

Thence westerly along the northern limit of said Lot 7 to the north west corner thereof, being a point in the eastern limit of Smith Avenue.

Thence southerly along the eastern limit to said Smith Avenue to its intersection with the easterly production of the southern limit of the northerly twenty five feet (25.0') of Lot 9, Registered Plan 234.

Thence westerly parallel with the northern limit of said Lot 9 to a point in the eastern limit of Lot 52, Registered Plan 235.

Thence northerly along the eastern limit of said Lot 52 and the eastern limit of Lot 51 to the north east corner thereof, being the south east corner of Lot 50, Registered Plan 235.

Thence westerly along the south limit of said Lot 50 and the south limit of Lots 49, 48, 47, 2 and 1, Registered Plan 235 and its westerly production to a point in the western limit of Emerald Street, being a point in the east limit of Lot 52, Registered Plan 105.

Thence northerly along the east limit of said Lot 52 to a point distant ninety four feet (94.0') south of south limit of Barton Street.

Thence westerly parallel to the south limit of Barton Street to a point in the west limit of Lot E, Registered Plan 105.

Thence northerly along the western limit of said Lot E to its intersection with the easterly production of the south limit of Lot D, Registered Plan 286.

Thence westerly to and along the south limit of said Lot D and the south limit of Lot C, Registered Plan 286 to the south west corner thereof being a point in the eastern limit of East Avenue.

Thence northerly along the eastern limit of East Avenue to its intersection with the easterly production of the south limit of the northerly seventy one feet (71.0') of Lot 86, Registered Plan 1433.

Thence to and along the last mentioned limit and its westerly production to a point in the eastern limit of Lot B, Registered Plan 286.

Thence southerly along the eastern limit of said Lot B to the south east corner thereof.

Thence westerly along the southern limit of said Lot B to a point distant ninety eight feet (98.0') east of the eastern limit of Victoria Avenue.

Thence northerly parallel with the eastern limit of Victoria Avenue to a point nineteen feet (19.0') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street to a point in the eastern limit of Victoria Avenue.

Thence southerly along the eastern limit of Victoria Avenue to its intersection with the easterly production of the south limit of Lot 12, Registered Plan 90.

Thence westerly to and along the south limit of said Lot 12 and the south limit of Lot 11, Registered Plan 90 to a point distant ninety five point five zero feet (95.50') east of the south west corner of said Lot 11.

Thence north parallel with the western limit of said Lot 11 to a point thirty eight point eight three feet (38.83') south of the south limit of Barton Street.

SCHEDULE "A" (cont'd)

Description of the Barton Village Community Improvement Project Area

Thence westerly parallel with the south limit of Barton Street to its intersection with the western limit of West Avenue.

Thence southerly along the western limit of West Avenue to the south east corner of Lot 20, Registered Plan 286.

Thence westerly along the southern limit of said Lot 20, to the south west corner thereof.

Thence northerly along the western limit of said Lot 20 and the western limits of Lots 19 and 18 to a point distant sixty nine point one eight feet (69.18') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street fifty feet (50.0') to a point.

Thence northerly parallel with the eastern limit of Wellington Street to a point in the southern limit of Lot 16, Registered Plan 286.

Thence westerly along the southern limit of said Lot 16 and its westerly production to the centre line of Wellington Street.

Thence southerly along the centre line of Wellington Street to its intersection with the easterly production of the southern limit of the northerly ninety four point three feet (94.30') of Lot 162, Registered Plan 287.

Thence westerly parallel with the south limit of Barton Street to a point in the division line between Lots 162 and 161, Registered Plan 287.

Thence southerly along the last mentioned division line to the south east corner of said Lot 161.

Thence westerly along the southern limit of said Lot 161 and the southern limit of Lots 160 and 159 to the south west corner of Lot 159.

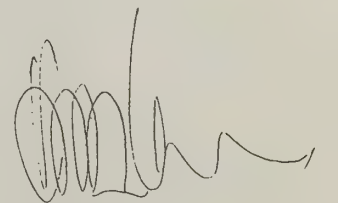
Thence northerly along the western limit of said Lot 159 and its northerly production to a point in the north limit of Barton Street.

Thence westerly to the east limit of Ferguson Avenue.

Thence north one hundred and twenty four feet (124') to a point in the east limit of Ferguson Avenue.

Thence easterly to the point of commencement.

Dated at Hamilton
November 4, 1997



Kin M. Lau
Ontario Land Surveyor

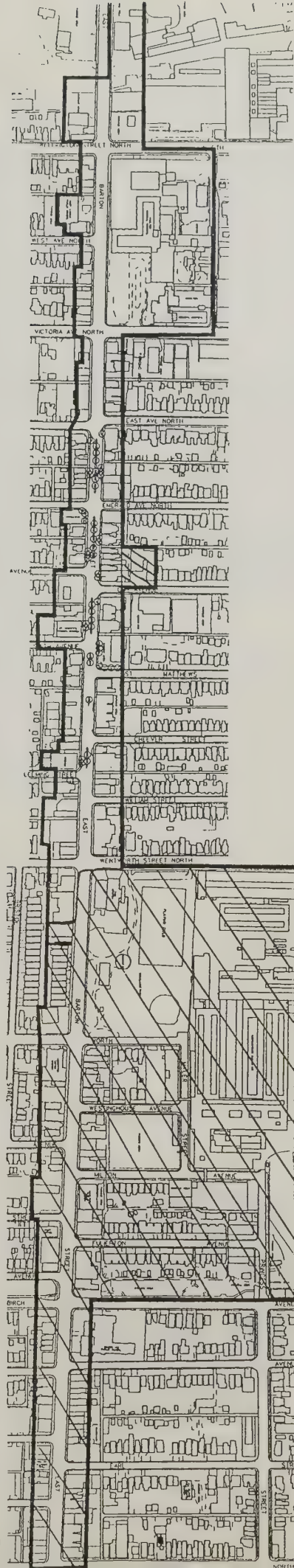
Barton Village Community Improvement Project Area

Expanded Boundaries
(Area A)

Previous Boundaries
(CIPA)
(Area B)

This is Schedule "B" to By-law No. 98-038, passed on the 27th day of January 1998.

BARTON VILLAGE C.I.A.



The Corporation of the City of Hamilton

BY-LAW NO. 98- 039

To Amend By-law No. 90-270

Respecting:

THE MAIN STREET WEST COMMUNITY IMPROVEMENT PROJECT AREA

WHEREAS subsection 28(2) of the Planning Act, 1990 provides as follows:

(2) **Designation of community improvement project area.** -- Where there is an official plan in effect in a local municipality that contains provisions relating to community improvement in the municipality, the council may, by by-law, designate the whole or any part of an area covered by such an official plan as a community improvement project area;

AND WHEREAS the Official Plan of the City of Hamilton approved by the Minister on June 1, 1982, contains provisions relating to community improvement in the City of Hamilton;

AND WHEREAS it is desirable to expand the Main Street West Community Improvement Project Area, designated by By-law No. 90-270, passed on the 25th day of September 1990.

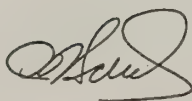
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area described in Schedule "A" and shown as Area A and Area B on Schedule "B" both annexed hereto and forming part of this by-law, is hereby designated as a Community Improvement Project Area.

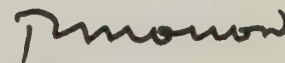
PASSED this 27th day of

January

A.D. 1998



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

DESCRIPTION OF THE MAIN STREET WEST
COMMUNITY IMPROVEMENT PROJECT AREA

That land located in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, described as follows;

Commencing at the centre line of Locke Street, distance of one hundred point forty five feet (100.45') north of the northerly limit of Main Street;

Thence easterly a distance of sixteen point forty seven feet (16.47') more or less, to a point in the easterly limit of Locke Street, distant one hundred feet (100.00') measured northerly there along from its intersection with the northerly limit of Main Street West;

Thence easterly and parallel with the southerly limit of Nelson Street, a distance of one hundred point five zero feet (100.50') more or less, to an iron bar planted;

Thence south $17^{\circ}24'56''$ west along the easterly limit of #334 Main Street West as described in Instrument 338188CD, a distance of eighty one point three six feet (81.36') more or less, to a point in the northerly limit of Main Street West;

Thence south $72^{\circ}50'39''$ east along the northerly limit of Main Street, a distance of one hundred one point three feet (101.30') to a point;

Thence northerly and parallel to Pearl Street a distance of fifty nine point zero feet (59.00') more or less, to a point in the southerly limit of St. Vincent Roman Catholic School land;

Thence easterly along said St. Vincent land twenty three point eighty three feet (23.83') to a point;

Thence southerly and parallel with Pearl Street fifty nine point zero feet (59.00') more or less to a point in the northerly limit of Main Street;

Thence south $72^{\circ}50'39''$ east along the northerly limit of Main Street a distance of one hundred twenty point zero feet (120.00') more or less to its intersection with the westerly limit of Pearl Street;

Thence north $17^{\circ}21'36''$ east along the westerly limit of Pearl Street to a point west of and at right angles to a point in the easterly limit of Pearl Street, distant two hundred sixty four point zero feet (264.00') measured south $17^{\circ}16'55''$ west there along from the southerly limit of George Street;

Thence to and along a fence marking the northerly boundary of Lot 13 according to James Mills Survey a distance of eighty seven point zero feet (87.00') to a bend in the fence;

Thence continuing easterly along a fence marking the limit between Lots 11 and 13 a distance of twenty seven point sixty seven feet (27.67') and a further distance of twenty three point eighty three feet (23.83') more or less to the fence marking the division line between Lots 8 and 13 on the James Mills Survey;

Thence southerly along said division line eighty five point eighty three feet (85.83') more or less to a point in the northerly limit of Main Street;

Thence south $72^{\circ}59'30''$ east along the northerly limit of Main Street to the southwesterly angle of Lot 12 on said James Mills Survey;

Description of the Main Street West Community Improvement Project Area

Thence northerly to and along the westerly limit of Lot 12 one hundred thirteen point five feet (113.50') more or less to the southerly boundary of a twelve point zero feet wide alley (12.00') running westerly from Ray Street;

Thence easterly along the southerly limit of said alley a distance of one hundred twenty five point three feet (125.30') more or less to its intersection with the westerly limit of Ray Street;

Thence north easterly to a point in the easterly limit of Ray Street, distant one hundred twenty five point five zero feet (125.50') measured northerly there along from the northerly limit of Main Street;

Thence easterly along an existing fence eighty three point three seven feet (83.37') to a point;

Thence north $17^{\circ}17'36''$ east and parallel to Ray Street a distance of fifty one point five zero feet (51.50') to a point;

Thence easterly along a fence marking the northerly limits of Lots 7, 8 and 9, in Block 2, Range 1, of the James Mills Survey registered as Plan 1435 to the north easterly angle of Lot 9 aforesaid;

Thence continuing easterly along the southerly limit of Lot 6 a distance of twenty nine point five feet (29.50') more or less to a planted iron bar, distant one hundred six point forty two feet (106.42') measured westerly there along from the southeasterly angle thereof;

Thence northerly thirty point zero feet (30.00') along a line which if produced northerly would intersect the southerly limit of George Street at a point therein distant ninety eight point seventeen feet (98.17') measured westerly along the said southerly limit of George Street from the westerly limit of Queen Street;

Thence easterly one hundred four point twenty one feet (104.21') more or less to a point in the westerly limit of Queen Street distant ninety eight point zero feet (98.00') measured southerly there along from the southerly limit of George Street aforesaid;

Thence south $72^{\circ}50'30''$ east and at right angles to the westerly limit of Queen Street a distance of thirty three point zero feet (33.00') to a point;

Thence southerly along the centre line of Queen Street being also the original road allowance between Lots 16 and 17, Township of Barton, a distance of three hundred twenty six point zero feet (326.00') more or less to a point of intersection, said intersection being the centre line of Queen Street and the production easterly of the southerly limits of Lots 2, 5, 7, 9 and 11, in the James Mills Survey in the block bounded by Jackson Street, Ray Street, Main Street and Queen Street;

Thence westerly to and along said southerly limits of Lots 2, 5, 7, 9 and 11, to the southwesterly angle of Lot 11 in the last mentioned block;

Thence northerly to and along the westerly limit of Lot 11 last mentioned a distance of thirty point zero feet (30.00') more or less to a point distant seventy point zero feet (70.00') measured southerly there along from the north westerly angle thereof;

Thence westerly and parallel to the northerly limit of Lots 13 and 14 being also Main Street, a distance of one hundred feet (100.00') more or less to its intersection with the easterly limit of Ray Street;

Description of the Main Street West Community Improvement Project Area

Thence westerly across Ray Street a distance of fifty point fifteen feet (50.15') more or less to a point in the westerly limit of Ray Street distant sixty seven point forty two feet (67.42') measured southerly there along from the southerly limit of Main Street;

Thence westerly and parallel to Main Street a distance of fifty point zero feet (50.00') to a point;

Thence southerly along the easterly limit of Lot 2 in the block bounded by Jackson Street, Pearl Street, Main Street and Ray Street in the James Mills Survey a distance of thirty two point fifty eight feet (32.58') to the south east angle of said Lot 2;

Thence westerly along the southerly limits of Lots 2, 5, 7, 9, 11 and 13 in the last mentioned Block and James Mills Survey to the south west angle of Lot 13;

Thence northerly to and along the westerly limit of Lot 13 a distance of thirty point zero feet (30.00') to a point;

Thence westerly and parallel to the southerly limit of Main Street a distance of fifty point zero feet (50.00') to a point in the easterly limit of Pearl Street, distant seventy point zero feet (70.00') measured southerly there along from the southerly limit of Main Street;

Thence westerly across Pearl Street a distance of fifty point zero feet (50.00') more or less to a point in the westerly limit of Pearl Street distant eighty six point zero feet (86.00') measured southerly there along from the southerly limit of Main Street;

Thence westerly and parallel to Main Street a distance of sixty one point eleven feet (61.11') more or less to a fence running northerly in the block bounded by Jackson Street, Locke Street, Main Street and Pearl Street in the James Mills Survey aforementioned;

Thence southerly and parallel to the westerly limit of Pearl Street a distance of twelve point twenty five feet (12.25') to a point on a fence;

Thence westerly to and along the southerly limits of Lots 2, 5, 8, 9 and 12, in the last mentioned block and survey to the southwesterly angle of Lot 12;

Thence northerly along the westerly limit of said Lot 12 a distance of thirty five point five feet (35.50') more or less to a point, distant sixty two point zero feet (62.00') measured southerly there along said westerly limit of Lot 12 from the southerly limit of Main Street;

Thence westerly and parallel to Main Street a distance of fifty one point zero feet (51.00') more or less to a point in the easterly limit of Locke Street;

Thence continuing westerly and parallel to Main Street a distance of sixty six point zero feet (66.00') more or less to a point in the western limit of Locke Street distant one hundred point zero feet (100.00') south of the south limit of Main Street;

Thence westerly parallel with the south limit of Main Street to its intersection with the centre line of Dundurn Street South;

Thence northerly along the centre line of said Dundurn Street South to its intersection with the westerly production of the south limit of an alley as widened by City of Hamilton By-Law 96- ;

Thence easterly to and along the said southern limit of said alley a distance of one hundred fifty six point five feet (156.50') to a point in the western limit of Lot 10, Registered Plan 166;

Description of the Main Street West Community Improvement Project Area

Thence southerly along the western limit of said Lot 10 to the south west corner thereof;

Thence easterly along the southern limit of said Lot 10 being the northern limit of Lots 7 and 8, Registered Plan 166 to the north east corner of Lot 8.

Thence southerly along the eastern limit of said Lot 8, being the western limit of Lot 9, Registered Plan 166, a distant of fifty point zero feet (50.00') to a point;

Thence easterly parallel with the southern limit of said Lot 9, being the northern limit of Main Street West, a distance of fifty point zero feet (50.00') to a point in the western limit of New Street;

Thence northeasterly to a point in the east limit of said New Street being the north west corner of Lot 1, Registered Plan 398;

Thence easterly along the northern limit of Lots 1, 2, 3, 4, 5 and 6, Registered Plan 398 to the northeast corner of said Lot 6;

Thence easterly across Lots 7, 8 and 9, Registered Plan 398 and Lots 27 and 28, Registered Plan 389 to a point in the interior of Lot 28, distant sixty six point zero feet (66.00') north of Main Street West and seventy two point zero feet (72.00') west of Strathcona Avenue;

Thence easterly seventy two point zero feet (72.00') to the western limit of said Strathcona Avenue;

Thence southerly to a point in the eastern limit of said Strathcona Avenue distant forty seven point zero feet (47.00') north of south west corner of Lot 31, Registered Plan 389;

Thence easterly parallel with the south limit of said Lot 31, being the north limit of Main Street West, a distance of seventy point zero feet (70.00') to a point;

Thence northerly parallel with the east limit of Strathcona Avenue to the south limit of an alley, on Registered Plan 389;

Thence easterly along the said south limit of alley, to the west limit of Margaret Street;

Thence easterly to the eastern limit of Margaret Street also the south limit of another alley being the north west corner of Lot 13, Registered Plan 227;

Thence easterly along the south limit of said alley being the north limit of Lots 13, 12 and 11, Registered Plan 227 to the north east corner of said Lot 11;

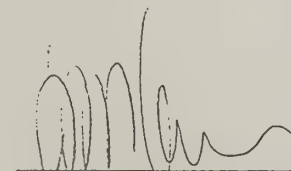
Thence easterly twelve point zero feet (12.00') more or less to the east limit of another alley distant one hundred point zero feet (100.00') from the north limit of Main Street West;

Thence easterly parallel with the north limit of Main Street to the point of commencement.

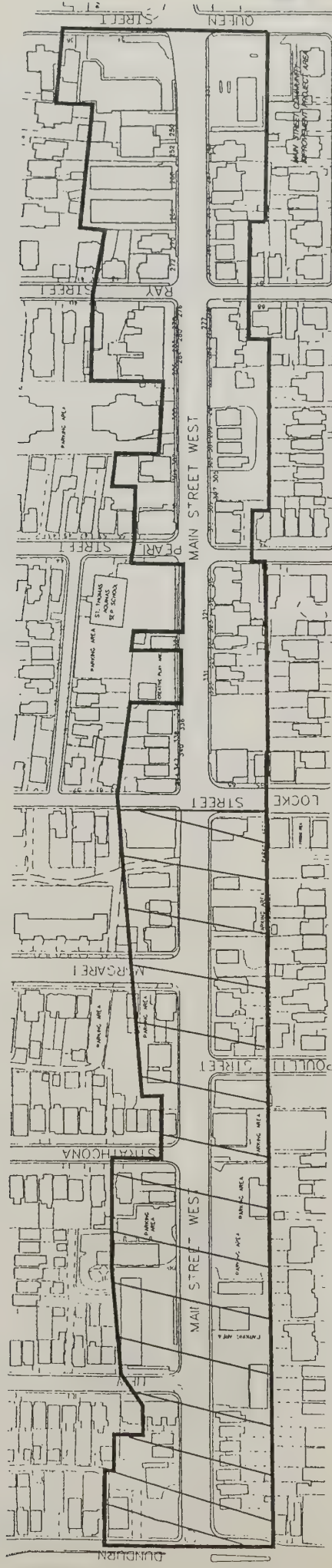
City of Hamilton

Regional Municipality of Hamilton-Wentworth

October 1, 1996


Kin M. Lai
Ontario Land Surveyor

Main Street West Community Improvement Project Area



- Expanded Boundaries (Area A)
- Previous Boundaries (Area B) (CIPA)

This is Schedule "B" to By-law No. 98-039, passed on the 27th day of January 1998.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 040

To Amend By-law No. 94-186

Respecting:

THE DOWNTOWN HAMILTON COMMUNITY IMPROVEMENT PROJECT AREA

WHEREAS subsection 28(2) of the Planning Act, 1990 provides as follows:

(2) **Designation of community improvement project area.** -- Where there is an official plan in effect in a local municipality that contains provisions relating to community improvement in the municipality, the council may, by by-law, designate the whole or any part of an area covered by such an official plan as a community improvement project area;

AND WHEREAS the Official Plan of the City of Hamilton approved by the Minister on June 1, 1982, contains provisions relating to community improvement in the City of Hamilton;

AND WHEREAS it is desirable to expand the Downtown Hamilton Community Improvement Project Area, designated by By-law No. 94-186, passed on the 8th day of November 1994.

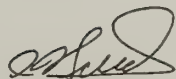
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area described in Schedule "A" and shown as Area A and Area B on Schedule "B" both annexed hereto and forming part of this by-law, is hereby designated as a Community Improvement Project Area.

PASSED this 27th day of

January

A.D. 1998



CITY CLERK



MAYOR

SCHEDULE "A"
DESCRIPTION OF THE DOWNTOWN HAMILTON
COMMUNITY IMPROVEMENT PROJECT AREA

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton Wentworth, in the Province of Ontario and which said parcel may be more particularly described as follows:

Commencing at the intersection of the southern limit of King Street with the eastern limit of James Street being also the north-west angle of Lot 16 according to George Hamilton Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1431.

Thence easterly along the said southern limit of King Street, Fifty-One point One Two (51.12') feet to the north-east angle of the lands described in Instrument No. 179661 CD.

Thence southerly along the eastern limit of the lands described in Instrument No. 179661 CD and the production southerly thereof to the southern limit of an alleyway as shown on the said George Hamilton Survey.

Thence easterly along the said southern limit of the alleyway to the western limit of Hughson Street.

Thence southerly along the said western limit of Hughson Street to the production westerly of the lands described in Instrument No. 176821 AB.

Thence easterly to and along the said northern limit of the lands as described in said Instrument No. 176821 AB to the north-east angle of the said lands.

Thence southerly along the eastern limit of the said lands described in Instrument No. 176821 AB to the northern limit of Main Street.

Thence easterly along the said northern limit of Main Street in all its courses to the south-west angle of the lands designated as Part 2 on a Reference Plan received and deposited in the said Land Registry Office as Plan 62R-5094 and described in Instrument No. 135054 CD.

Thence northerly along the western limit of the said Part 2 to the north-west angle thereof.

Thence easterly along the northern limit of the said Part 2 to the north-east angle thereof.

Thence southerly along the eastern limit of part 2 to the northern limit of Main Street.

Thence easterly along the northern limit of Main Street in all its courses to the south-west angle of the lands thirdly described in Instrument No. 112601 CD, said angle being Fourteen point Eight Three (14.83') feet measured westerly along the said northern limit of Main Street from the south-west angle of Lot 8 according to William Case Survey registered in the said Land Registry Office as Plan No. 73.

Thence northerly along the western limit of the lands described in said Instrument No. 122601 CD to an angle therein, said angle being in the northern limit of Lot 32 according to the said George Hamilton Survey and distant westerly Sixteen point Three Three (16.33') feet from the north-east angle thereof.

Thence easterly along the said northern limit of Lot 32 to the north-east angle thereof.

Thence northerly along the western limit of the said Lot 8 William Case Survey to the north-west angle of Lot 8.

Description of the Downtown Hamilton Community Improvement Project Area

Thence easterly along the northern limit of Lot 8 to the production southerly of the western limit of the lands described in Instrument No. 249934 HL.

Thence northerly to and along the said western limit of the lands as described Instrument No. 249934 HL to the southern limit of King Street.

Thence westerly along the said southern limit of King Street to the production southerly of the western limit of Mary Street.

Thence northerly to and along the said western limit of Mary Street to the northern limit of King William Street.

Thence westerly along the north limit of King William Street to its intersection with the west limit of Catharine Street.

Thence northerly along the west limit of Catharine Street distant seventy-two point zero eight feet (72.08) to a point.

Thence westerly to a point in the east limit of John Street distant seventy point five feet (70.50') north of the north limit of King William Street.

Thence westerly to its intersection with the west limit of John Street.

Thence northerly along the west limit of John Street to a point distant one hundred thirty-six point eight four feet (136.84') to the north east corner of Lot 40 Nathaniel Hughson Survey.

Thence westerly along the north limit of Lots 40 and 39 to the north west corner of said Lot 39.

Thence southerly along the west limit of Lot 39 to a point distant ninety-seven feet (97') from the north limit of King William Street.

Thence westerly parallel to the north limit of King William Street to its intersection of the west limit of Hughson Street.

Thence southerly along the west limit of Hughson Street to a point distant seventy point two five feet (70.25") from the north limit of King William Street.

Thence westerly parallel to the north limit of King William Street a distance of one hundred and sixty three feet (163') more ore less to a point.

Thence northerly to the north limit of "Lister Block", being a Commerical Office Complex.

Thence westerly along the north limit of "Lister Block" and its westerly production to the west limit of James Street.

Thence southerly along the west limit of James Street to the south west corner of James Street and King Street.

Thence westerly along the south limit of King Street to its intersection with the east limit of MacNab Street.

Thence southerly along the east limit of MacNab Street to its intersection with the north limit of Main Street.

(cont'd pg 3)

Page 3

Schedule "A"

Description of the Downtown Hamilton Community Improvement Project Area

Thence easterly along the north limit of Main Street to its intersection with the west limit of James Street.

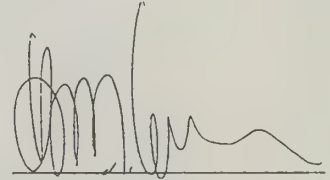
Thence northerly along the west limit of James Street to its intersection with the westerly production of the south limit of King Street from the point of Commencement.

Thence easterly to the point of commencement.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

November 12, 1997

A handwritten signature in black ink, appearing to read 'Kin M. Lau', written over a horizontal line.

Kin M. Lau
Ontario Land Surveyor

This is Schedule "A" to By-law No. 98- 040 , passed on the 27th day of *January* 1998.

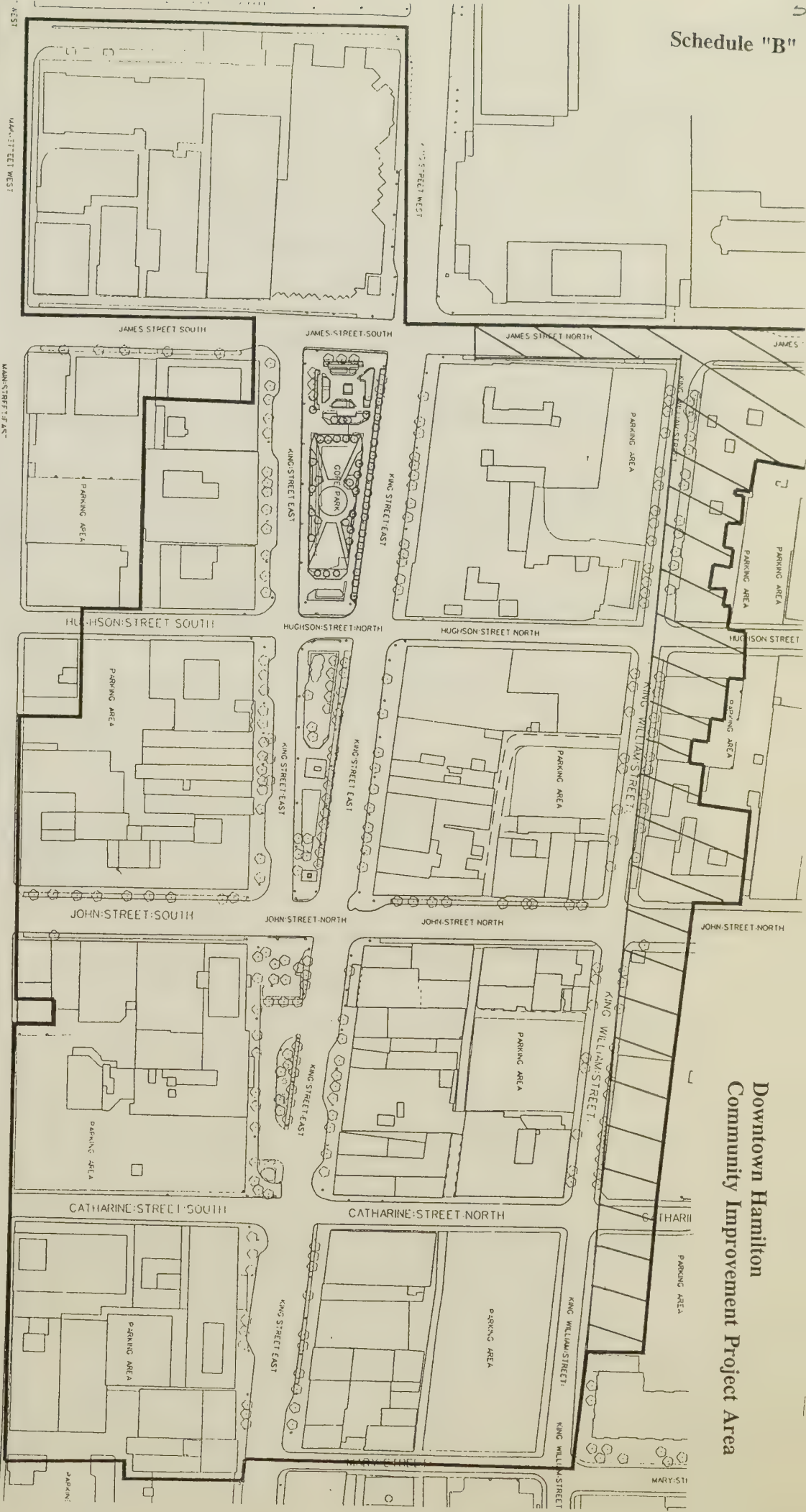
Downtown Hamilton
Community Improvement Project Area

Expanded Boundaries
Previous Boundaries
(CIPA)



(Area A)
(Area B)

This is Schedule "B" to By-law No. 98-040, passed on the 27th day of January 1998.



The Corporation of the City of Hamilton

BY-LAW NO. 98- 041

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 780 UPPER PARADISE ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE" (Low Density Multiple Dwellings) District provisions, as contained in Section 10A. of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10A. of Zoning By-law No. 6593, a maximum of five (5) townhouse dwellings shall be permitted subject to the "RT-20" (Townhouse-Maisonette) District provisions of Section 10E., except for the following:
 - (i) A minimum 3.0 m setback shall be permitted along the northerly lot line; and,
 - (ii) A minimum 1,131.58 m² lot area shall be permitted;
- (b) notwithstanding Section 18A.(1) of Zoning By-law No. 6593, a minimum six (6) parking spaces shall be required.

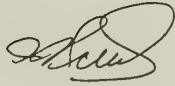
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1389.

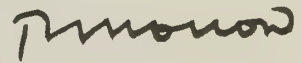
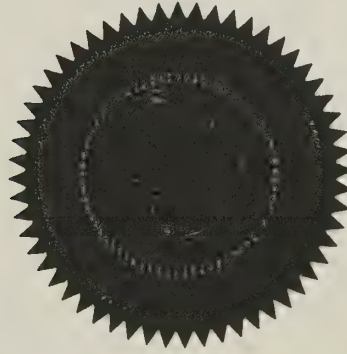
4. Sheet No. W37B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1389.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of January A.D. 1998.

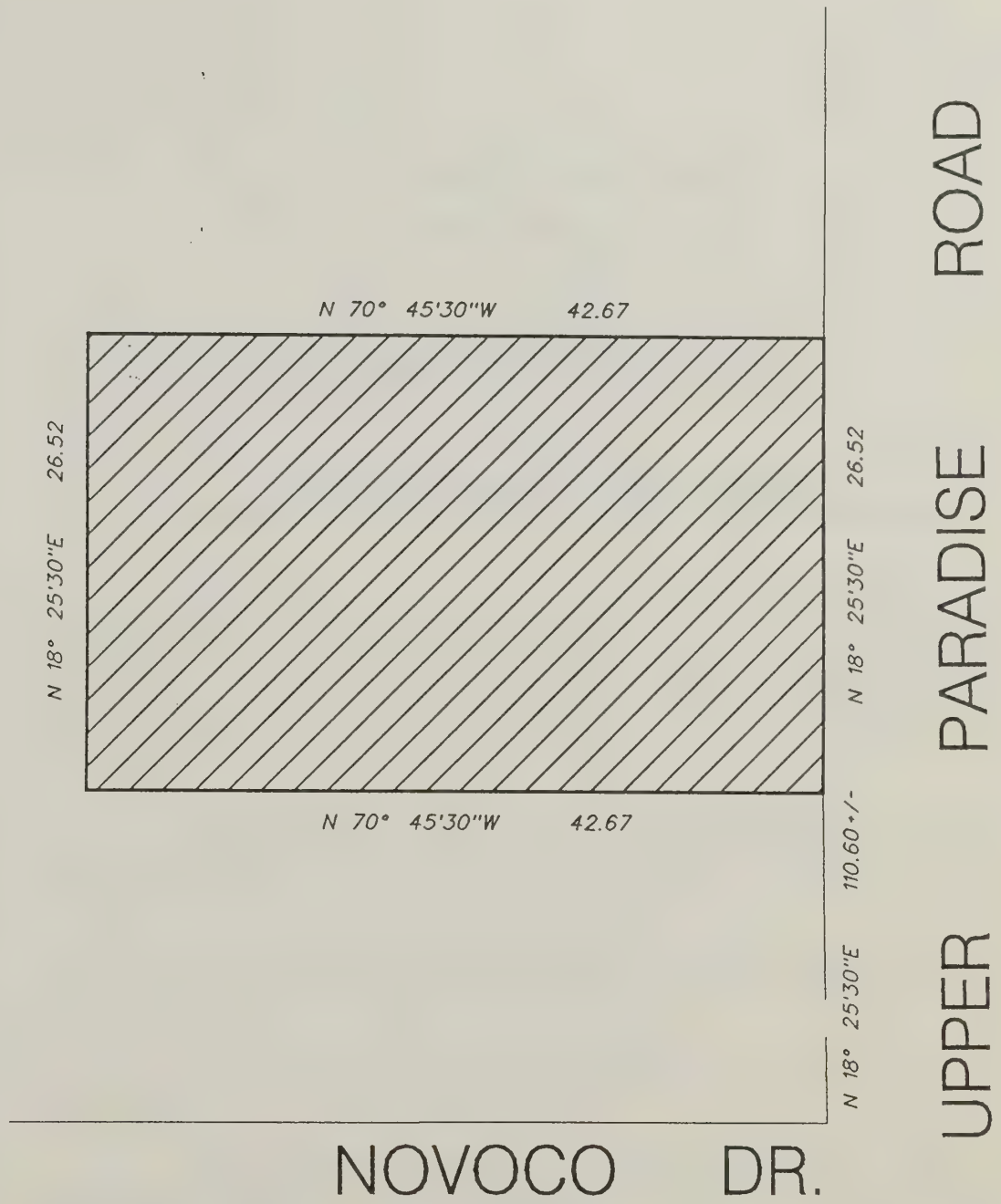


CITY CLERK



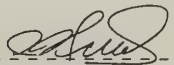
MAYOR

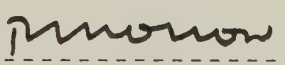
(1997) 14 R.P.D.C. 4, September 30
A.R.P. Construction Ltd., Owner
ZAC-97-12



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-041
 Passed the 27th day of January, 1998.


 Clerk


 Mayor

City of Hamilton

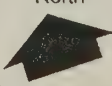
Schedule "A"

Map Forming Part of
 By-Law No. 98-041
 to Amend By-Law No. 6593

Planning and Development Department

Legend

 Modification to the "DE" (Low Density Multiple Dwellings) District; regulations

North 	Scale	Reference File No.
	NOT TO SCALE	ZAC-97-12
	Date	Drawn By
	January 1998	D. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 043

To Amend:

By-law No. 86-73

As Amended by By-laws No. 92-058 and 97-209

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT
OF THE DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-73, passed on the 11th day of February 1986, continued the Board of Management established by By-law No. 83-71, passed on the 22nd day of February 1983, of the Improvement Area designated by By-law No. 82-151, passed on the 29th day of June 1982, known as the "Downtown Hamilton Business Improvement Area", more particularly described in By-law No. 82-151, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 92-058, passed on the 11th day of February 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-73;

AND WHEREAS By-law No. 97-209, passed on the 14th day of October 1997, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-209;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 16 of the 1st Report of the Planning and Development Committee at its meeting held on the 11th day of December 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" referred to in clause 2(b) of By-law No. 86-73, as amended, is repealed and the following substituted therefor:

J. Livingston
R. Harris

Livingston Furs
Harris and Henderson

A. Peckham	The Royal Bank
R. Ianuzzi	Canadian Imperial Bank of Commerce
K. Findlay	KD Findlay
G. Attard	The Ramada Hotel
D. Broker	Royal Connaught Howard Johnson Hotel
R. Titian	Reggie's Music and Sound
R. Letourneau	Just Imagine Printing
A. Herpers	Herpers, Gowling Inc.
R. Sorenson	Sundried Tomatoes
M. McNally	Jeset Investments
K. Wiegand	McCarthy Hearing Aids

2. By-law No. 97-209 is hereby repealed in its entirety.

3. In all other respects, By-law No. 86-73, as amended, is hereby confirmed, unchanged.

PASSED this 27th day of January

A.D. 1998



CITY CLERK




MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 044

To Amend:

By-law No. 86-99

As Amended by By-laws No. 92-056 and 97-176

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-99, passed on the 11th day of March 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 86-31, passed on the 10th day of December 1985, known as the "Ottawa Street North Business Improvement Area", more particularly described in By-law No. 86-31, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 92-056, passed on the 11th day of February 1992, varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-99;

AND WHEREAS By-law No. 97-176, passed on the 26th day of August 1997, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-176;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 17 of the 1st Report of the Planning and Development Committee at its meeting held on the 11th day of December 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" referred to in clause 2(b) of By-law No. 86-99, as amended, is repealed and the following substituted therefor:

John Driscoll	Ottawa Market and Discount Center
John Gut	Textile Centre
Tony Bifano	Anton Video
Greta Munt	Greta's Flair
Daniel Kwiatkowski	Beach Road Meats
Toby Yull	Toby's Interior Design
John Bazinet	L. G. Wallace Funeral Home
Irena Bogovic	Adriana's Love Angels
Bill Hodge	Hamilton Vacuum Supply
Manny Fresco	Campbell Glass and Mirror

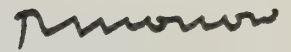
2. By-law No. 97-176 is hereby repealed in its entirety.
3. In all other respects, By-law No. 86-99, as amended, is hereby confirmed, unchanged.

PASSED this 27th day of January

A.D. 1998



CITY CLERK



MAYOR



(1997) 1 R.P.D.C. 17, December 11

The Corporation of the City of Hamilton

BY-LAW NO. 98-045

To Amend:

By-law No. 92-078
As Amended by By-law No. 97-197

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT
OF THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 92-078, passed on the 10th day of March 1992, provided for a Board of Management of the Improvement Area designated by By-law No. 90-197, passed on the 26th day of June 1990, known as the "Main West Esplanade Business Improvement Area", more particularly described in By-law No. 90-197, as amended by By-law No. 96-168, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 97-197, passed on the 30th day of September 1997 varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-197;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 18 of the 1st Report of the Planning and Development Committee on the 11th day of December 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2(a) of By-law No. 92-078, as amended, is repealed and the following substituted therefor:

Alderman M. Kiss
Alderman M. Caplan

2. Schedule "B" referred to in clause 2(b) of By-law No. 92-078 is repealed and the following substituted therefor:

J. Bourinot	Dairy Queen
I. Kobylanski	Izzy's Restaurants
M. Farrugia	Calla Decor and Design
J. Castellano	Castellano Real Estate
J. Morrison	Royal Bank
B. Hughes	Tim Hortons
M. Gunn	Mor Car Wash

3. By-law No. 97-197, as amended, is hereby repealed in its entirety.
4. In all other respects, By-law No. 92-078 is hereby confirmed, unchanged.

PASSED this *27th* day of *January*

A.D. 1998



CITY CLERK



MAYOR

(1997) 1 R.P.D.C. 18, December 11

The Corporation of the City of Hamilton

BY-LAW NO. 98- 046

To Amend:

By-law No. 86-212

As Amended by By-laws No. 92-057 and 97-013

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-212, passed on the 25th day of June 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 76-19, passed on the 27th day of January 1976, known as the "International Village Business Improvement Area", more particularly described in By-law No. 76-19, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 92-057, passed on the 11th day of February 1992, varied the composition of the Board of Management and provided for editorial amendments to By-law No. 86-212;

AND WHEREAS By-law No. 97-013, passed on the 28th day of January 1997, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-013;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 20 of the 1st Report of the Planning and Development Committee on the 11th day of December 1997, directed that the composition of the Board of Management be further varied, in accordance with Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Schedule "A" referred to in clause 2(a) of By-law No. 86-212, as amended, is repealed the following substituted therefor:

Alderman A. Horwath
Alderman R. Corsini

(b) Schedule "B" referred to in clause 2(b) of By-law No. 86-212, as amended, is repealed the following substituted therefor:

Joe Collura
John Kenyon
Paul Kircos
Wolfgang Schoen
Steve Stricker
Dean Taylor
Gord Thompson

Hotelevision
Payne Music

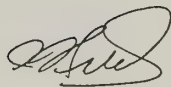
The Black Forest
Wylde Tattoo
Hudsons
Thompson Jewellery and Pawn

2. By-law No. 97-013 is hereby repealed in its entirety.

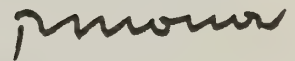
3. In all other respects, By-law No. 86-212, as amended, is hereby confirmed, unchanged.

PASSED this 27th day of January

A.D. 1998



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 047

To Amend:

By-law No. 86-98

As Amended by By-laws No. 92-074 and 97-030

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE WESTDALE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-98, passed on the 11th day of March 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 86-30, passed on the 10th day of December 1985, known as the "Westdale Business Improvement Area", more particularly described in By-law No. 86-30, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 92-074, passed on the 10th day of March 1992, varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-98;

AND WHEREAS By-law No. 97-030, passed on the 25th day of February 1997 varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-030;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 22 of the 1st Report of the Planning and Development Committee at its meeting held on the 11th day of December 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2(a) of By-law No. 86-98, as amended, is repealed and the following substituted therefor:

Alderman M. Kiss
Alderman M. Caplan

2. Schedule "B" referred to in clause 2(b) of By-law No. 86-98, as amended, is repealed and the following substituted therefor:

M. B. Ledden
D. Simpson
G. Ditner
S. Snider
J. Mouskos
D. Thorne
R. Lahie

Judy Marsales Real Estate Ltd.
Simpson, Watson & Vujnovic, Lawyers
Cottage Florist
The Picture Frame
New Village Restaurant
Truth
Jack Carruth Shoes

3. By-law No. 97-030 is hereby repealed in its entirety.

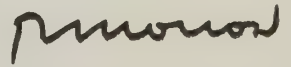
4. In all other respects, By-law No. 86-98, as amended, is hereby confirmed, unchanged.

PASSED this 27th day of January

A.D. 1998



CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 048

To Amend:

By-law No. 86-144

As Amended by By-laws No. 95-047 and 96-194

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE CONCESSION STREET BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-144, passed on the 29th day of April 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 83-308, passed on the 30th day of November 1983, and established by By-law No. 84-38, passed on the 14th day of February 1984, known as the "Concession Street Business Improvement Area", more particularly described in By-law No. 83-308, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 95-047, passed on the 14th day of February 1995, varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-144;

AND WHEREAS By-law No. 96-194, passed on the 26th day of November 1996, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 96-194;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 23 of the 1st Report of the Planning and Development Committee at its meeting held on the 11th day of December 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in 2(a) of By-law No. 86-144, as amended, is repealed and the following substituted therefor:

Alderman T. Anderson
Alderman B. Kelly

2. Schedule "B" referred to in 2(b) of By-law No. 86-144, as amended, is repealed and the following substituted therefor:

D. Johnson
P. Wharton
R. Burrough
J. Engbers
J. Woolcott
B. Toplack

Why Pay More
Wharton Copy Print
Camtech Photo Services
Toronto Dominion Bank
Woolcott Shoes
Mountain Book Store

3. By-law No. 96-194 is hereby repealed in its entirety.

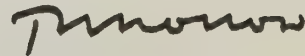
4. In all other respects, By-law No. 86-144, as amended, is hereby confirmed, unchanged.

PASSED this 27th day of January

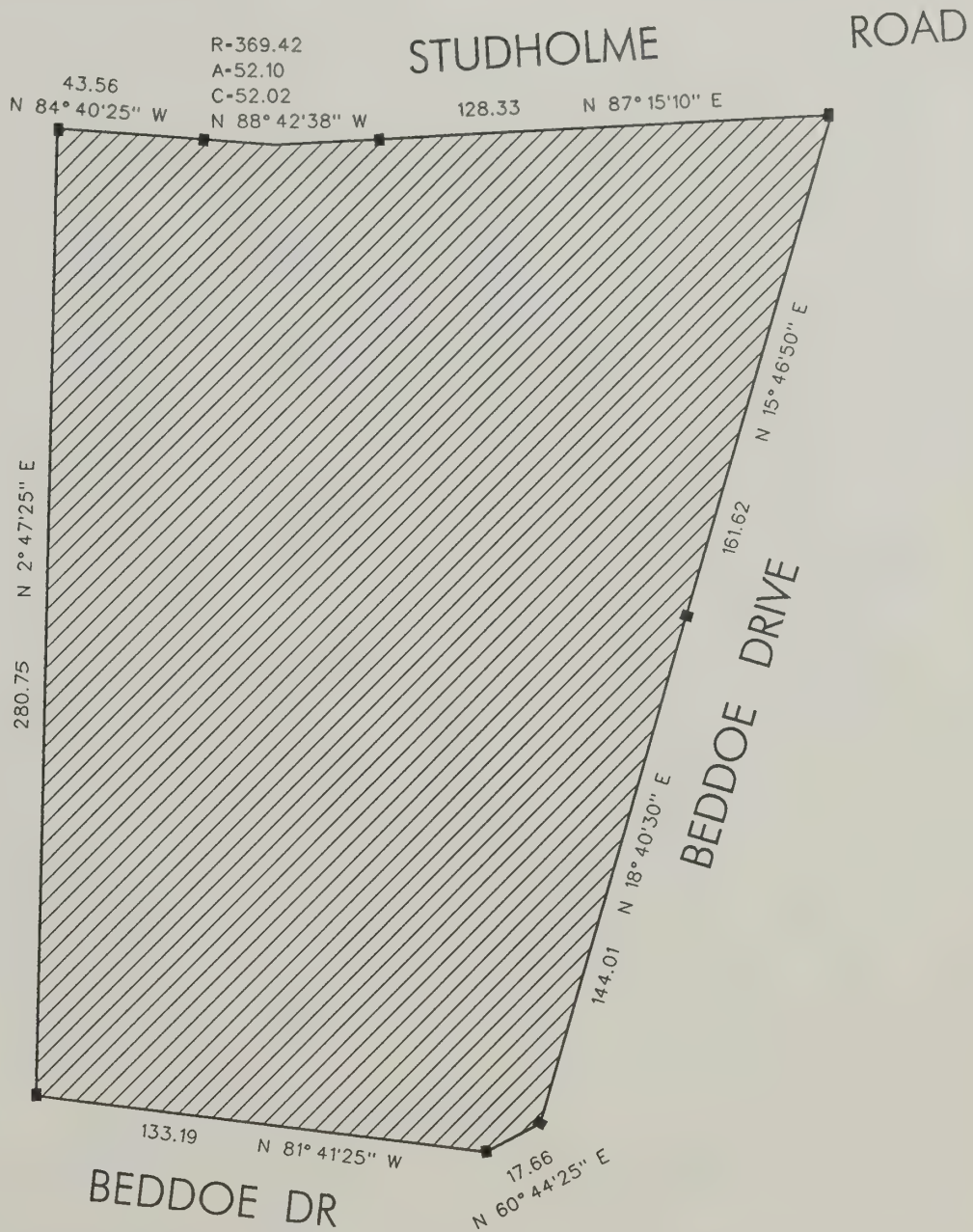
A.D. 1998



CITY CLERK



MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-049
Passed the 27th day of January, 1998.


Clerk


Mayor

City of Hamilton

Appendix "A" to By-law 98-049

Appendix 169

to the By-Law No. 79-275

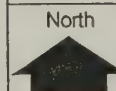
as Amended by By-Law No. 87-223

Planning and Development Department

Legend



Lands designated under this By-Law
as an area of Site Plan Control
pursuant to section 41 of the
Planning Act, R. S. O. 1990.



North

Scale
NOT TO SCALE

Date
January 1998

Reference File No.

OPA-LAPP

Drawn By

W. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 050

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1089-1091 Barton Street East

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

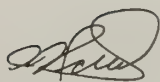
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to .

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

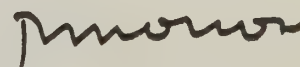
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

168. Land located at Municipal No. 1089-1091 Barton Street East, shown on Appendix 168 hereto annexed and forming part of this by-law.
2. Appendix 168 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 27th day of January A.D. 1998



CITY CLERK

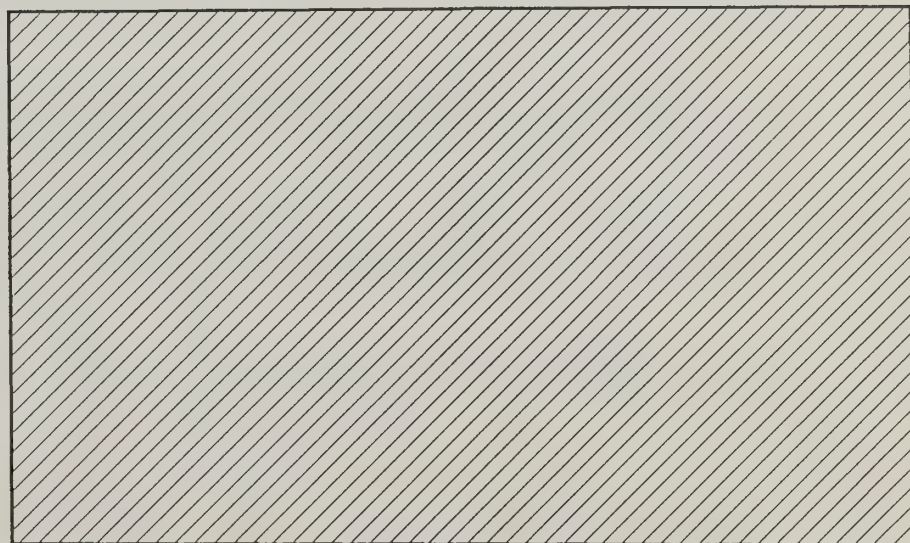


MAYOR

OTTAWA STREET NORTH

N 16° 52' 30" E
39.49

N 73° 01' 00" W 64.79



N 17° 00' 30" E
39.49

N 73° 01' 00" W 64.70

BARTON STREET EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-050
Passed the 27th day of January, 1998.

Clerk

Mayor

City of Hamilton

Appendix "A" to By-law 98-050

Appendix 168

to the By-Law No. 79-275
as Amended by By-Law No. 87-223

Planning and Development Department

Legend



Lands designated under this By-Law
as an area of Site Plan Control
pursuant to section 41 of the
Planning Act, R. S. O. 1990.

North



Scale
NOT TO SCALE

Date
January 1998

Reference File No.

DA-97-23

Drawn By

B. B.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.98- 051

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

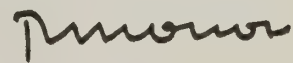
(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 27th day of January 1998, A.D.,



CITY CLERK



MAYOR



SCHEDULE "A" to By-law 98-051
EXTENSION AGREEMENTS

1)	PROPERTY ADDRESS	763 DUNN AVE.
	SERIAL NUMBER	05 04030 6900
	BRIEF LEGAL DESCRIPTION	PLAN 573 LOT 440 & 441
	DATE OF REGISTRATION	NOVEMBER 12, 1997
	TAX ARREARS CERTIFICATE #	LT478386
	REDEMPTION DATE	NOVEMBER 12, 1998
	TOTAL ARREARS	\$7,513.17
2)	PROPERTY ADDRESS	491 CANNON E
	SERIAL NUMBER	03 02365 4000
	BRIEF LEGAL DESCRIPTION	PLAN 158 PART LOT 30
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465888
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	\$12,399.63

The Corporation of the City of Hamilton

BY-LAW NO. 98- 052

To Enact

AN INTERIM TAX LEVY

WHEREAS Section 370(8) and (9) of The Municipal Act, Chapter M.45, R.S.O. 1990, as amended by Bills 106, 149 and 164 provides that the Council of a local municipality may, in 1998 before the adoption of the estimate for the year, pass a by-law to levy on the whole of the assessment for real property according to the last revised assessment roll, a sum not to exceed that which would be produced by applying the prescribed percentage (or 50 percent if no percentage is otherwise prescribed) of the total 1997 mill rate to residential and farm assessment, and;

AND WHEREAS Section 370(8) and (9) of The Municipal Act, Chapter M.45, R.S.O. 1990, as amended by Bills 106, 149 and 164 provides that the Council of a local municipality may, in 1998 before the adoption of the estimate for the year, pass a by-law to levy on the whole of the assessment for real property according to the last revised assessment roll, a sum not to exceed that which would be produced by applying the prescribed percentage (or 50 percent if no percentage is otherwise prescribed) of the national mill rates that the municipality is required to calculate to commercial & industrial assessment and the assessment that relates to pipelines, railways, hydro corridors, airports and other such unique properties, and;

AND WHEREAS Section 370(8) and (9) of The Municipal Act, Chapter M.45, R.S.O. 1990, as amended by Bills 106, 149 and 164, and Regulation 523/97 provides that the Council of a local municipality may, in 1998 before the adoption of the estimate for the year, pass a by-law to levy on the whole of the assessment for real property according to the last revised assessment roll, a sum not to exceed that which would be produced by applying the prescribed percentage of the 1997 mill rate to properties coded as either "FL", "MF" or "CL".

AND WHEREAS Section 370 of The Municipal Act, also authorizes a Municipal Council, by By-law, to reduce the taxes on a property if the Council is of the opinion that the Interim Levy on a property is excessive in relation to its estimate of the total taxes which will be levied on the property in 1998;

AND WHEREAS City Council, on January 27, 1998, in adopting Section 6 of the 3rd Report of the Finance and Administration Committee.

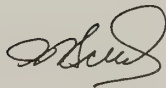
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. An interim tax levy of 211.0000 mills is hereby imposed and levied on the whole of the assessment for real property in the residential class, according to the last revised assessment roll.
2.
 - (1) An interim tax levy of 361.5460 mills is hereby imposed and levied on the whole of the assessment for real property in the commercial/industrial class, according to the last revised assessment roll.
 - (2) Despite subsection 1, a pre-levy tax credit adjustment of 14 percent shall be applied to commercial property assessments which were liable to a business tax assessment rate of 30 percent or less in 1997.
 - (3) Despite subsection 1, a pre-levy tax credit of 3 percent shall be applied to commercial property assessments that were liable to a business tax assessment rate of 50 percent in 1997.

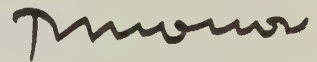
3. (1) An interim tax levy of 52.75 mills is hereby imposed and levied on the whole of the assessment for real property in the "FL" code, according to the last revised assessment roll.
- (2) Despite subsection 1, real property given the "FL" code which does not qualify for the farmland rate reduction, as determined by the Regional Assessment Commissioner, shall pay the residential class mill rate.
4. (1) An interim tax levy of 26.375 mills is hereby imposed and levied on the whole of the assessment for real property in the "MF" code, according to the last revised assessment roll.
- (2) Despite subsection 1, real property given the "MF" code which does not qualify the managed forest rate reductions as determined by the Regional Assessment Commissioner, shall pay the residential class mill rate.
5. (1) An interim tax levy of 0 mills is hereby imposed and levied on the whole of the assessment for real property in the "CL" code, according to the last revised assessment roll.
- (2) Despite subsection 1, real property given the CL code but which does not qualify for the conservation land tax exemption as determined by the Regional Assessment Commissioner, shall pay the residential class mill rate.
6. The interim tax levy shall become due and payable in two instalments as follows:

Fifty percent of the interim levy, rounded upwards towards the next whole dollar, shall become due and payable on the 27th day of February, 1998 and the balance of the interim levy shall become due and payable on the 31st day of March, 1998 and non-payment of the amounts due on the dates stated, in accordance with this section, shall constitute default.
7. The penalties and interest on the interim taxes in arrears shall be specified by By-law No. 94-189, consolidating By-law No. 71-69.
8. The interim tax levy rates shall also apply to any property added to the Assessment Roll after this By-law is enacted.

PASSED this 27th day of January 1998.



CITY CLERK

MAYOR

BY-LAW NO. 98 - 053

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27th DAY OF JANUARY, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27th day of January 1998



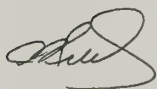
CITY CLERK



MAYOR

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this *Tenth* day of *February* 1998.



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-055

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That of Section 1, sub-section (d), of Part I of said By-law is hereby amended by deleting therefrom; paragraphs (ii), (iv), and (v), each in its entirety,

and by adding thereto the following paragraph, namely:-

"(ii) a motor vehicle which has attached to both of its sides a sign, of not less than 150 square inches in size, identifying the person, business, or company using or employing the vehicle, and provided the aforesaid vehicle is actively engaged in the loading or unloading of passengers or goods."

2. That Section 40 of Part IV of said By-law is hereby amended by adding thereto the following sub-section, namely:-

"(jj) within 50 feet of any intersection provided suitable signs are erected and maintained, save and except buses at a sign marking a bus stop listed in schedule 21 or 23."

3. That Schedule 24 (Parking Meter Locations) of said By-law is hereby amended by adding to Section 3(a) thereof the following items, namely:-

"Murray South from 38 feet east of James to 65 feet easterly."

4. That Schedule 25 (Parking Time Limits) of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Murray	South	From 38 ft. east of James to a point 83 ft. east of James	2hr	8am - 6pm	Mon-Sat."
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5. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

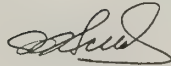
"Burton	South	commencing 199 feet east of Douglas and extending 16 feet easterly therefrom	Anytime
Murray	South	commencing 128 feet east of James and extending to 72 feet west of Hughson	Anytime."

and by deleting therefrom the following items, namely:-

"Tragina	West	commencing at a point 25 feet north of Central to a point 29 feet northerly therefrom	Anytime
Murray	South	From 83 feet east of James to a point 72 feet west of Hughson	Anytime."

6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this *Tenth* day of *February* 1998.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 98-056

**To Assume a One Metre portion of the unassumed Lane which extends between
Beulah Avenue and Miles Court, said Lane laid out upon Registered Plan 605,
and
To Close such assumed portion of Lane to vehicular traffic**

WHEREAS Registered Plan 605 laid out and dedicated to The Corporation of the City of Hamilton a Lane extending between Beulah Avenue and Miles Court (formerly Beulah Court);

AND WHEREAS the said Lane has not been assumed by the City, and it is intended in this by-law to assume a portion of the Lane and to authorize the closure of such portion to vehicular traffic, in order that entry to and exit from such Lane though such defined portion of this Lane is permitted solely for pedestrians;

AND WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M. 45 in respect of any highway or part of a highway, to establish, lay out, widen, alter, divert, stop-up, lease or sell same or to require that a highway shall only be closed for vehicular traffic;

AND WHEREAS Notice of this by-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to assume the portion of the unassumed Lane described in paragraph one below and to close the said assumed portion to vehicular traffic.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the portion of the East-West Lane on Registered Plan 605 described below, be hereby assumed.

The most Easterly one metre portion of the Lane on Registered Plan 605 adjacent to the Westerly limit of Miles Court, such portion of the Lane bounded by Lot 5 on its North limit and Lot 6 on its South limit.

2. That portion of the Lane described in paragraph one above be hereby only closed to vehicular traffic.
3. That this by-law take effect upon its registration on title to the said Lane.

4. That following registration of this by-law, the Commissioner of Public Works and Traffic or his duly authorized agent be hereby authorized to assume as public highway the said portion of the Lane and to enforce the closure of such portion to vehicular traffic by erecting thereon barricades, bollards and related works.

PASSED this *Tenth* day of *February* A.D. 1998



CITY CLERK



MAYOR

(1997) 10 R.T.E.C. 44, September 30
File: 141-0/97.1

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 057

TO INCORPORATE CITY LAND
DESIGNATED AS PART 20 ON PLAN 62R-14356
INTO LOCHEED DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Lockheed Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, to form part of Lockheed Drive.

Part of Block 52, Plan 62M-652, designated as Part 20 on Plan 62R-14356.

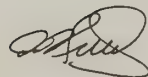
City of Hamilton

Regional Municipality of Hamilton-Wentworth

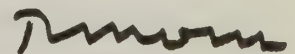
2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this *Tenth* day of *February* A.D. 1998



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 058

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 5 & 7 ON PLAN 62R-10808
INTO REXFORD DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Rexford Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, to form part of Rexford Drive.

Part of Lot 8, Concession 7, in the geographic township of Barton designated as Parts 5 & 7 on Plan 62R-10808.

City of Hamilton

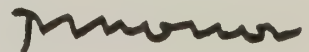
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this Tenth day of February A.D. 1998



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 98-060

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED NORTH OF MUD STREET, EAST OF MOUNT ALBION ROAD
AND WEST OF THE MUNICIPAL BOUNDARY**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E79B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "A" (Conservation, Open Space, Park and Recreation) District to "B-2" (Suburban Residential) District, the land comprised in Block 1;
- (b) by changing from "A" (Conservation, Open Space, Park and Recreation) District to "C"- 'H' (Urban Protected Residential, etc. - Holding) District, the land comprised in Block 2; and,
- (c) by changing from "A" (Conservation, Open Space, Park and Recreation) District to "R-4"- 'H' (Small Lot Single Family Dwelling - Holding) District, the land comprised in Block 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the land comprised in Blocks 2 and 3 shall be removed conditional upon Mud Street being realigned to the east and Mud Street reverting to a local cul-de-sac roadway;

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands comprised in Blocks 2 and 3 may at such time proceed in accordance with the "C" District and "R-4" District provisions.

3. The "R-4" (Small Lot Single Family Detached) District provisions, as contained in Section 9A of Zoning By-law No. 6593, applicable to the land comprised in Block 3 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 9A.2.(b)1.(ii)B. of Zoning By-law No. 6593, the corner lot shall have a westerly side yard of not less than 3.0 m; and,
- (b) notwithstanding Section 9A.2.(c) of Zoning By-law No. 6593, the corner lot shall have a minimum lot width of 13 m and all other lots shall have a minimum lot width of 10 m.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1394.

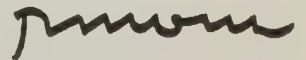
6. Sheet No. E79B of the District Maps is amended by marking the lands referred to in section 1.(c) of this by-law, S-1394.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

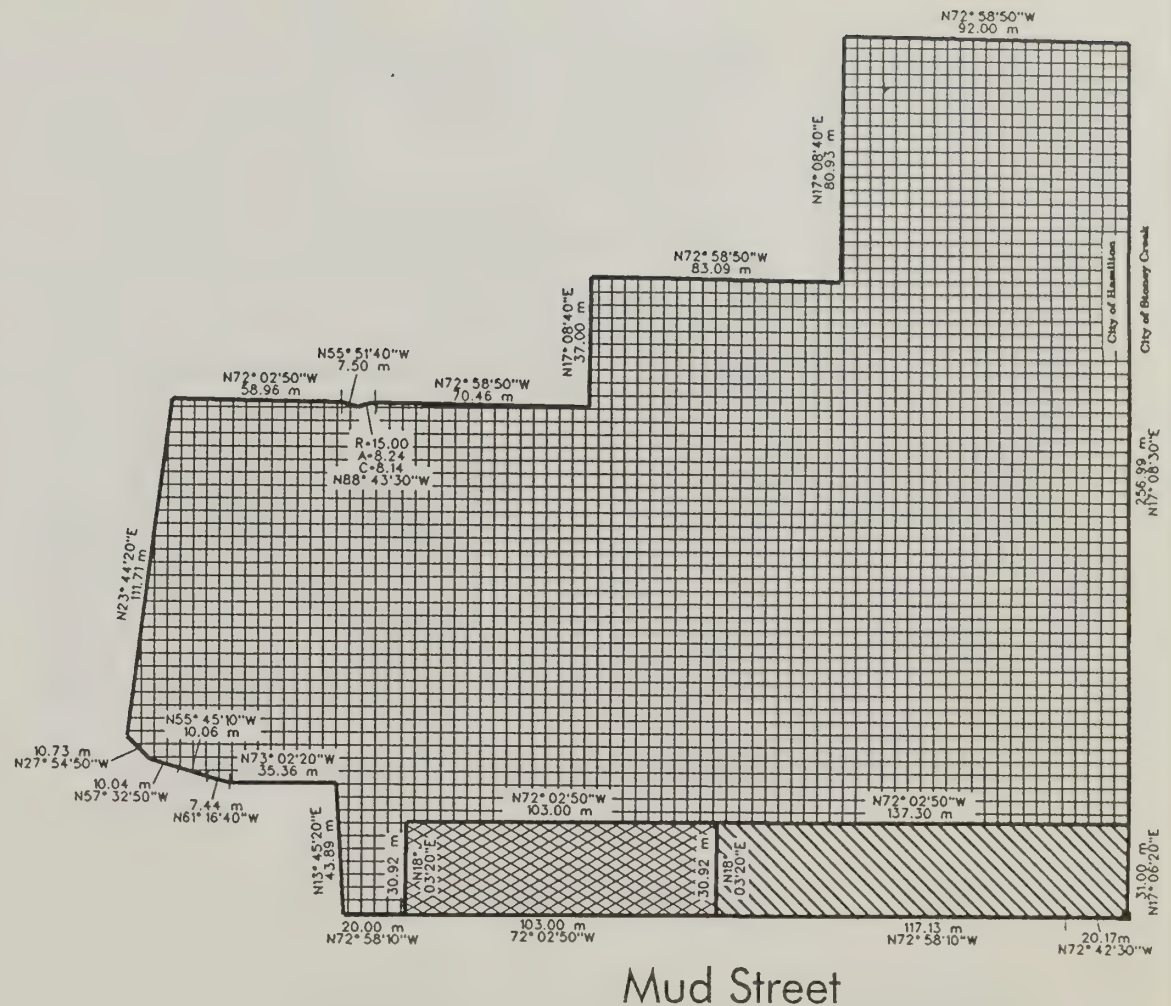
PASSED this *Tenth* day of *February* A.D. 1998



CITY CLERK

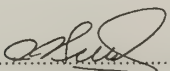



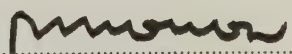
MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-...060..
Passed the ...10th day of February..., 1998.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-...060..

Planning and Development Department

Legend

Change in zoning from "A" (Conservation, Open Space, Parkland and Recreation) District to:

-  "B-2" (Suburban Residential) District
-  "C"- "H" (Urban Protected Residential, etc. -Holding) District
-  "R-4" - "H" (Small Lot Single Family Dwelling -Holding) District

North



Scale
Not to Scale
Date
February 1998

Reference File No.
CI-97-D
Drawn By
D.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 061

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 21 BRANTDALE AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-7 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "R-4"- 'H' (Small Lot Single Family Detached - Holding) District, the land comprised in Block 1; and,
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "C"- 'H' (Urban Protected Residential, etc. - Holding) District, the land comprised in Blocks 2 and 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the land comprised in Blocks 1, 2 and 3 shall be removed conditional upon the owner submitting a signed Record of Site Condition (RSC) to the Region and the Ministry of Environment and Energy (MOEE), to the satisfaction of the Region, including an acknowledgement of receipt of the RSC by the MOEE;

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands comprised in Blocks 1, 2 and 3 may at such time proceed in accordance with the "R-4" District and "C" District provisions.

3. The "R-4" (Small Lot Single Family Detached) District provisions, as contained in Section 9A of Zoning By-law No. 6593, applicable to the land comprised in Block 1 are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9A.(2)(c)1. of Zoning By-law No. 6593, a minimum average lot width of 9.0 m shall be permitted.

4. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the land comprised in Block 2 are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9.(4) of Zoning By-law No. 6593, a minimum lot width of at least 11.43 m and a minimum lot area of 318.0 m² shall be permitted.

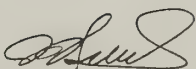
5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District and "C" District provisions, subject to the special requirements referred to in sections 3 and 4.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1393.

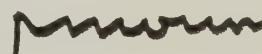
7. Sheet No. W-7 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1393.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

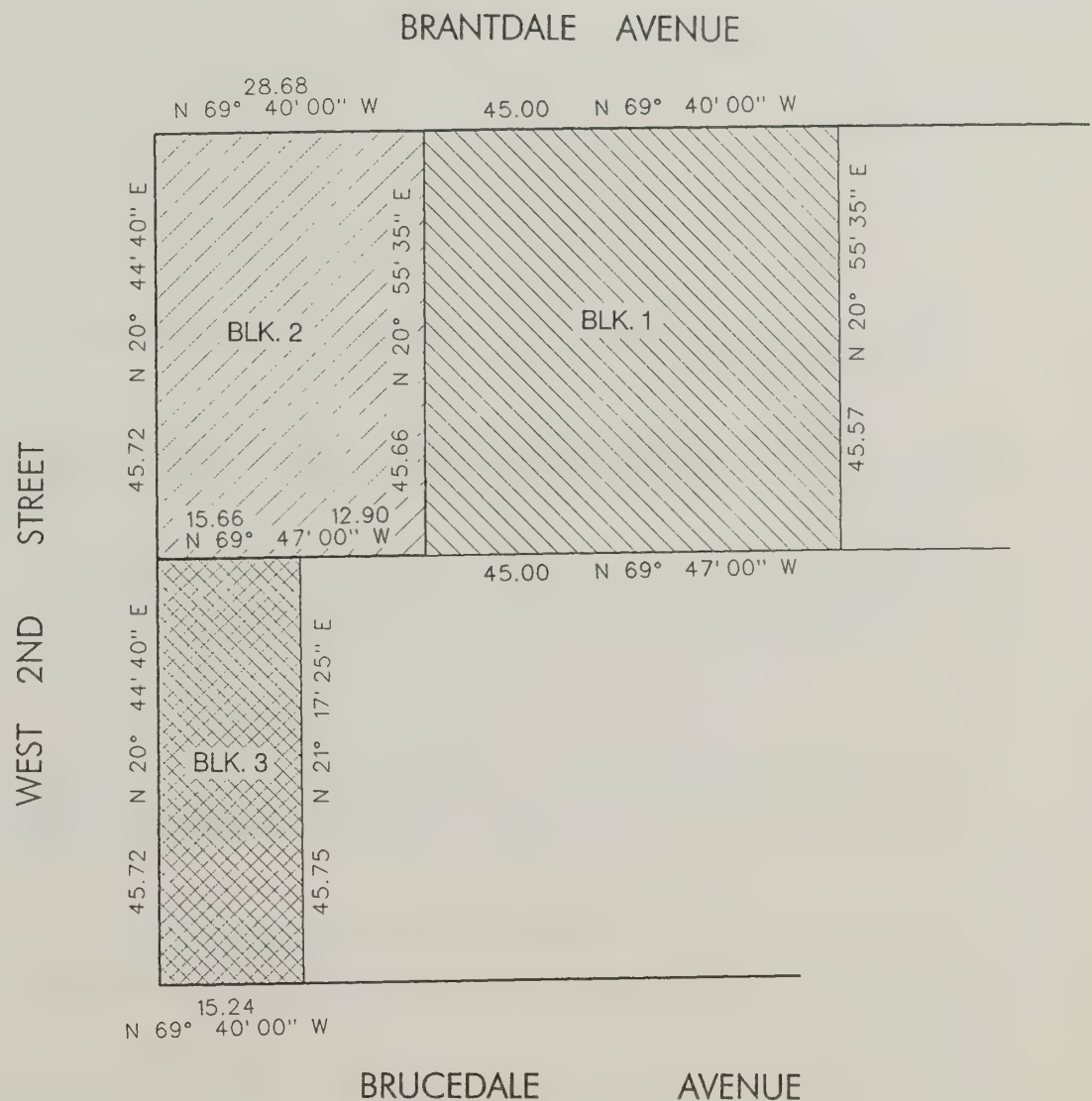
PASSED this *Tenth* day of *February* A.D. 1998



CITY CLERK

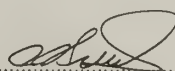



MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-061
Passed the 10th day of February, 1998.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-061
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

- BLK. 1  "C" (Urban Protected Residential, etc.) District to "R-4"-H' Small Lot Single Family Detached - Holding) District, Modified.
- BLK. 2  "C" (Urban Protected Residential, etc.) District to "C"-H' (Urban Protected Residential, etc. - Holding) District, Modified.
- BLK. 3  "C" (Urban Protected Residential, etc.) District to "C"-H' (Urban Protected Residential, etc. - Holding) District.

North



Scale
Not to Scale

Date
Feb. 1998

Reference File No.
ZAC-97-30

Drawn By
R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 062

To Repeal:

Zoning By-law No. 98-27

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 780 UPPER PARADISE ROAD

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July, 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 98-27 on the 11th day of December, 1997, to establish special requirements under Section 10A of Zoning By-law No. 6593, for the "DE" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-041 on the 27th day of January, 1998, to establish special requirements under Section 10A of Zoning By-law No. 6593, for the "DE" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS it is expedient to repeal By-law No. 98-27 as it is redundant.

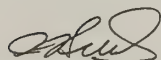
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 98-27, passed on the 11th day of December, 1997, is hereby repealed in its entirety.

PASSED this *Tenth* day of

February

A.D. 1998.



CITY CLERK



MAYOR

(1997) 14 R.P.D.C. 4, September 30
A.R.P. Construction Ltd., Owner
ZAC-97-12

The Corporation of the City of Hamilton

BY-LAW NO. 98-063

To Amend:

By-law No. 86-73

As Amended by By-laws No. 92-058 and 98-043

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT
OF THE DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-73, passed on the 11th day of February 1986, continued the Board of Management established by By-law No. 83-71, passed on the 22nd day of February 1983, of the Improvement Area designated by By-law No. 82-151, passed on the 29th day of June 1982, known as the "Downtown Hamilton Business Improvement Area", more particularly described in By-law No. 82-151, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 92-058, passed on the 11th day of February 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-73;

AND WHEREAS By-law No. 98-043, passed on the 27th day of January 1998, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 98-043;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 13 of the 2nd Report of the Planning and Development Committee at its meeting held on the 27th day of January 1998, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 86-73, as amended, is repealed and the following substituted therefor:

Alderman A. Horwath
Alderman R. Corsini

2. Schedule "B" referred to in clause 2.(b) of By-law No. 86-73, as amended, is repealed and the following substituted therefor:

K. Findlay	K.D. Findlay Clothier
A. Peckham	Royal Bank
A. Herpers	Herpers Gowling
R. Harris	Harris and Henderson
J. Livingston	Livingston Furs
R. Titian	Reggie's Music and Sound
K. Wiegand	Right House
R. Sorenson	Sundried Tomatoes
M. McNally	Jeset Investments
G. Attard	Ramada Hotel
R. Letourneau	Just Imagine Printing
D. Bocker	Royal Connaught Hotel
R. Ianuzzi	Canadian Imperial Bank of Commerce
N. Godwin	Nancy Godwin, Barrister & Solicitor
D. Blanchard	Hughson Business Space Corporation
D. Lugowy	Dennis Lugowy, Chartered Accountant

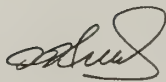
3. By-law No. 98-043 is hereby repealed in its entirety.

4. In all other respects, By-law No. 86-73, as amended, is hereby confirmed, unchanged.

PASSED this *Tenth* day of

February

A.D. 1998



CITY CLERK




MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 064

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE REAR OF MUNICIPAL NOS.
1451-1471 UPPER JAMES STREET AND SOUTH EAST OF DICENZO DRIVE**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, the land comprised in Blocks "1" and "3" ;
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "RT-30" (Street-Townhouse) District, the land comprised in Block "2";
- (c) by changing from "RT-30" (Street-Townhouse) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, the land comprised in Block "4";

the extent and boundaries of each of which Blocks 1, 2, 3 and 4 are shown on a plan hereto annexed as Schedule "A".

2. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks "1", "3" and "4" are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 10.(4)(ii) of Zoning By-law No. 6593, a two family dwelling shall provide and maintain a lot width of at least 16.0 m and an area of at least 515.0 m².

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1395.

5. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in section 1. (a) and (c) of this by-law, S-1395.

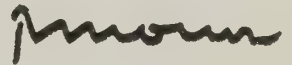
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this *Tenth* day of *February*

A.D. 1998

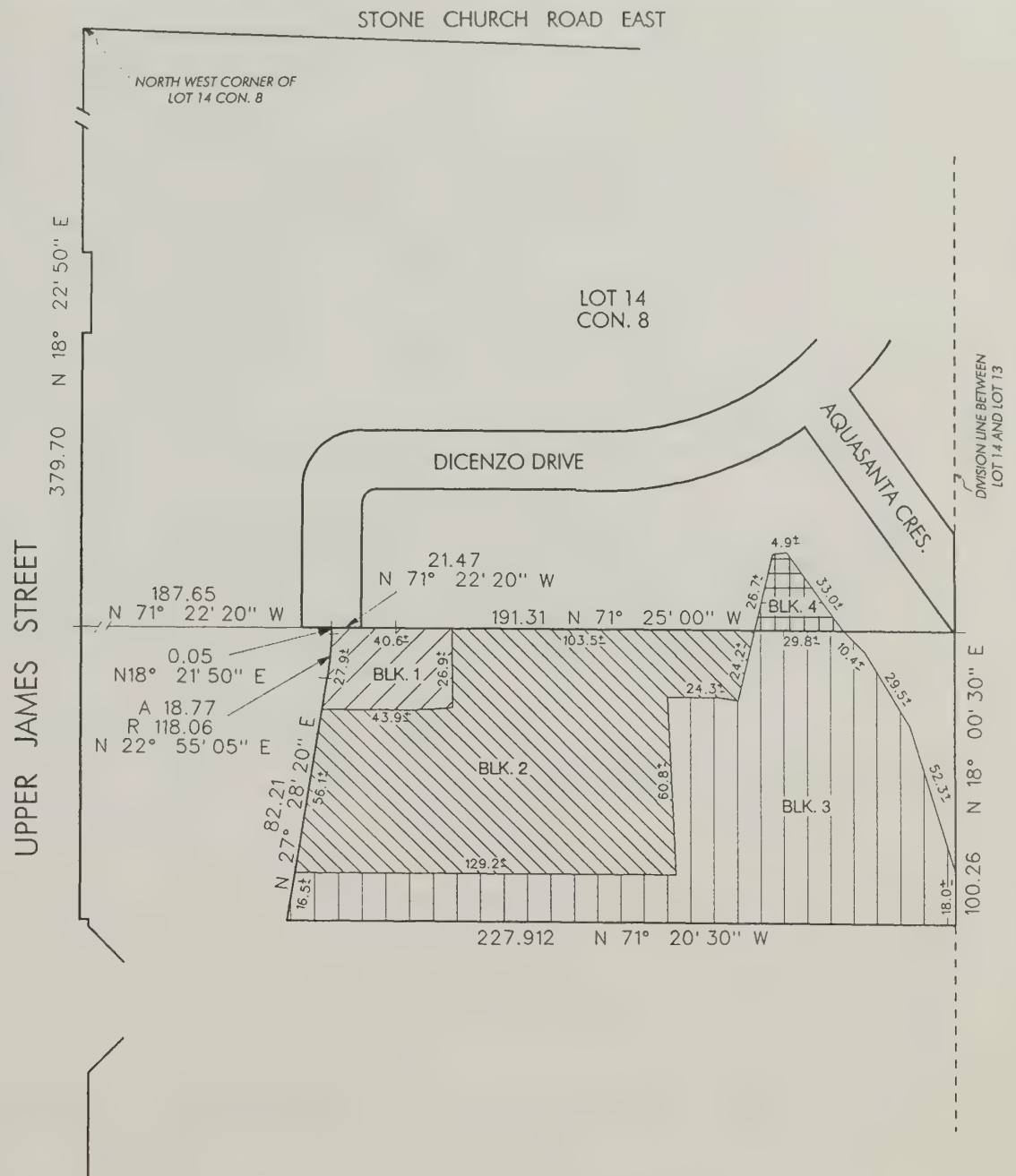


CITY CLERK



MAYOR

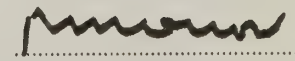
(1998) 3 R.P.D.C. __, February 10
900074 Ontario Inc. Setay Investment c/o Mr. Gordon Albin, Owner
Amended ZAC-97-24



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-064
Passed the 10th day of February, 1998.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-064
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

- BLK. 1  "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, Modified.
- BLK. 2  "C" (Urban Protected Residential, etc.) District to "RT-30" (Street - Townhouse) District.
- BLK. 3  "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, Modified.
- BLK. 4  "RT-30" (Street - Townhouse) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, Modified.

North



Scale
Not to Scale

Date
Feb. 1998

Reference File No.
ZAC-97-24

Drawn By
R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 065

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE REAR OF 1451-1471 UPPER JAMES STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to .

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
 170. Land located at the rear of 1451-1471 Upper James Street (Block "21" and Lot "2" of Darft Plan of Subdivision for "James Mount Gardens"), shown on Appendix 170 hereto annexed and forming part of this by-law.
2. Appendix 170 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

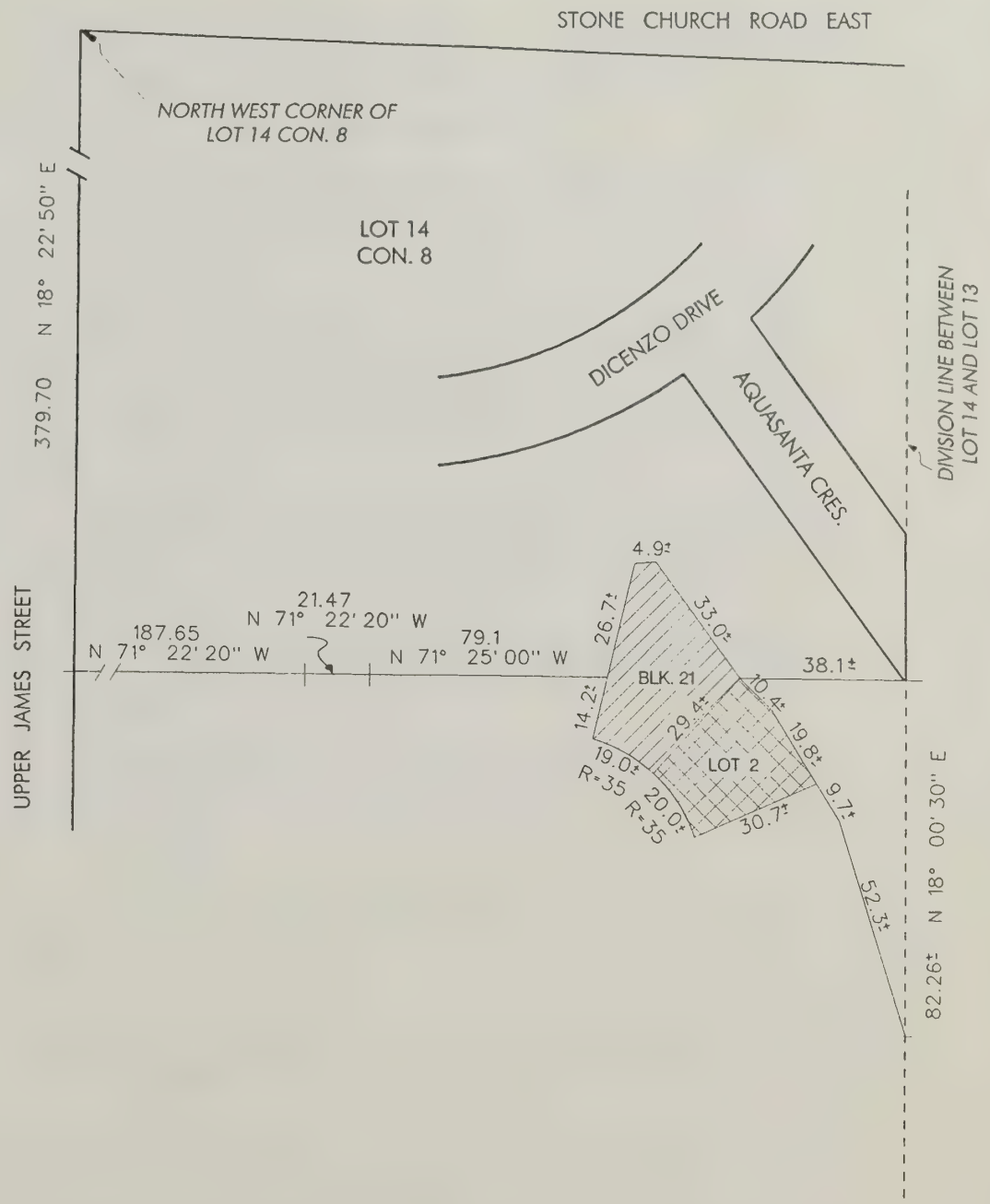
PASSED this *Tenth* day of *February* A.D. 1998



CITY CLERK



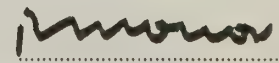
MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-065
Passed the 10th day of February, 1998.


Clerk


Mayor

City of Hamilton

APPENDIX 170 to By-Law No. 79-275 as Amend By-Law No. 87-223

Planning and Development Department

Legend

James Mount Gardens Plan of Subdivision
(25T-91007(R))

- BLK. 21  Lands designated under this By-Law
as an area of Site Plan Control pursuant
to section 41 of the Planning Act,
R.S.O., 1990.
- LOT 2 

North



Scale
Not to Scale

Date
Feb. 1998

Reference File No.
ZAC-97-24

Drawn By
R.L.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.98- 066

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

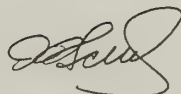
3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

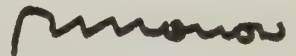
(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this *Tenth* day of *February*

1998, A.D.,



CITY CLERK



MAYOR

SCHEDULE "A"
EXTENSION AGREEMENTS

1)	PROPERTY ADDRESS	236 GRENFELL ST.
	SERIAL NUMBER	04 03210 3180
	BRIEF LEGAL DESCRIPTION	PLAN 505 PART LOT 367 & 369 LOT 368
	DATE OF REGISTRATION	NOVEMBER 12, 1997
	TAX ARREARS CERTIFICATE #	LT478371
	REDEMPTION DATE	NOVEMBER 12, 1998
	TOTAL ARREARS	\$7,270.19
2)	PROPERTY ADDRESS	491 CANNON E
	SERIAL NUMBER	03 02365 4000
	BRIEF LEGAL DESCRIPTION	PLAN 158 PART LOT 30
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465888
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	\$12,399.63
3)	PROPERTY ADDRESS	44 NICKLAUS DR
	SERIAL NUMBER	05 05335 5570
	BRIEF LEGAL DESCRIPTION	WENT CONDO PLAN 21 UNIT 57
	DATE OF REGISTRATION	NOVEMBER 12, 1997
	TAX ARREARS CERTIFICATE #	LT478374
	REDEMPTION DATE	NOVEMBER 12, 1998
	TOTAL ARREARS	\$4,432.12

The Corporation of the City of Hamilton

BY-LAW NO. 98- 067

To Provide For:

THE RENTAL OF A CITY VEHICLE TO THE CITY OF TORONTO

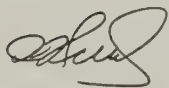
WHEREAS the City of Toronto has requested the rental of a City of Hamilton Zamboni;

AND WHEREAS the City is authorized to provide, by by-law, for the use by any person of the employees or mechanical equipment of the municipality pursuant to the Municipal Act, R.S.O. 1990, Ch. M-45, as amended, Section 207 (23);

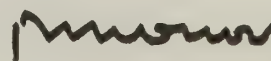
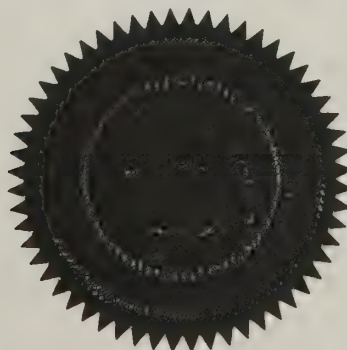
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The City of Hamilton agrees to rent a Zamboni to the City of Toronto, subject to the terms, conditions and charges set out in this By-law.
2. The terms, conditions and charges applicable to the rental of the Zamboni by the City of Hamilton to the City of Toronto shall be:
 - (a) The City of Toronto shall pay a rental fee of \$ 350.00 per week including all applicable taxes, to the City of Hamilton for the use of the Zamboni;
 - (b) The City of Toronto shall insure the Zamboni on their insurance policy and shall indemnify and save harmless the City of Hamilton for their use of the Zamboni;
 - (c) The City of Hamilton rents the Zamboni on an "as is basis", with no representations as to the fitness of the vehicle;
 - (d) Either party may terminate the rental upon two days notice to the other party;
 - (e) The City of Toronto shall be responsible for moving the vehicle and shall be responsible for the cost of returning the vehicle to the City;
3. The Commissioner of Public Works and Traffic shall supervise this arrangement on behalf of the City of Hamilton.

PASSED this *Tenth* day of *February*, 1998.



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-068

TO EXPROPRIATE LAND

FOR HIGHWAY AND MUNICIPAL PURPOSES TO

COMPLETE THE EXTENSION OF ELMORE DRIVE

WHEREAS Section 191 of The Municipal Act, R.S.O. 1990, Chapter M.45, states that the Council of a municipality may pass by-laws for acquiring or expropriating any land required for the purposes of the Corporation;

AND WHEREAS on February 11, 1997, pursuant to The Expropriations Act, R.S.O. 1990, Chapter E.26, The Corporation of the City of Hamilton, as expropriating authority, did authorize application to the Council of The Corporation of the City of Hamilton as approving authority, for approval of the expropriation of land described in clause 1. below;

AND WHEREAS the said land is required for the purpose of completing the easterly 33 feet more or less of two required portions of the municipal highway known as Elmore Drive, each required portion measuring approximately 33 feet by 99 feet;

AND WHEREAS Notices of the said application as required under The Expropriations Act have been duly served upon those entitled;

AND WHEREAS The Corporation of the City of Hamilton as expropriating authority, did publish Notice of the said application in The Spectator, a newspaper having general circulation in the City of Hamilton in accordance with the said Expropriations Act;

AND WHEREAS pursuant to the said Expropriations Act, an inquiry hearing to determine if the proposed expropriation was fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority was requested and held;

AND WHEREAS at its meeting on January 27, 1998, in adopting Item 34 of the 3rd Report of the Finance & Administration Committee, the Council of The Corporation of the City of Hamilton, as approving authority, having received the report of the said Inquiry Officer, did approve the application for approval to expropriate.

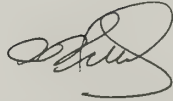
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. As an expropriating authority under The Expropriations Act, The Corporation of the City of Hamilton hereby expropriates for highway and municipal purposes the following land:

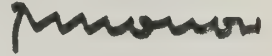
part of Lot 7, Concession 8, in the geographic township of Barton,
designated as Parts 2 and 5, on Reference Plan 62R-11322,
in the City of Hamilton,
in the Regional Municipality of Hamilton-Wentworth.

2. The City Clerk and the proper officers of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this by-law and this authority shall include the taking of all necessary proceedings to enter and take possession of the land herein expropriated.

PASSED this *Tenth* day of *February* A.D., 1998.



City Clerk



Mayor

February 11, 1997, Item 18 of the 2nd R.T.E.C.
File: 55-0.85/96.1 and 55-0.85/96.2

The Corporation of the City of Hamilton

BY-LAW NO. 98-069

To Authorize

THE ROADWAY RECONSTRUCTION DEBENTURE PROGRAM

WHEREAS Section 147 of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes a municipality to incur debts for the purposes of the municipality;

WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 2 of the 5th Report of the Committee of the Whole at its meeting held on June 11, 1997 authorized the Roadway Reconstruction Debenture Program as a Canada/Ontario Infrastructure Works Program;

AND WHEREAS the financial commitments, liabilities and debt charges of the Roadway Reconstruction Program and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

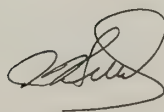
AND WHEREAS the approval of the Canada/Ontario Infrastructure Works Program for this project was given on November 21, 1997;

AND WHEREAS the City's share of the \$2,090,317 program cost will be \$696,772.00;

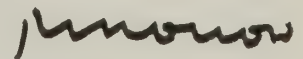
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The Roadway and Reconstruction Program is hereby approved.
2. The City Treasurer is authorized to arrange the issuance of the necessary debenture to a maximum of \$696,772.00 for a term not to exceed ten years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this *Tenth* day of *February*, 1998.



CITY CLERK



MAYOR

BY-LAW NO. 98 - 070

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10th DAY OF FEBRUARY, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

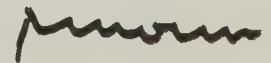
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of February 1998



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 071

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 24 (Parking Meter Locations)** of said By-law is hereby amended by deleting from **Section 3(a)** thereof the following item, namely:-

"Brucedale North Upper James to 95 ft. west."

2. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Ravenscliffe East from 122 feet south 3 hr 8am - 8am (24 hrs) Mon-Sun
 of Aberdeen to 368
 feet southerly

Brucedale North from 29 feet west 1/2 hr 9am - 6pm Mon-Sun
 of Upper James to
 45 feet westerly

Angela South West 32nd to 1 hr 8am - 6pm Mon-Fri
 West 33rd

West 32 Both Angela to Scenic 1 hr 8am - 6 pm Mon-Fri."

and by deleting therefrom the following item, namely:-

"Ravenscliffe East from 122 feet south 3 hr 8am - 8am (24 hrs) Mon-Sun."
 of Aberdeen to 330
 feet southerly

3. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Everton	South	from 149 feet west of Upper Ottawa to Irving	8am - 6pm	Mon-Fri
Bruceale	North	commencing 74 feet west of Upper James and extending 18 feet westerly therefrom		Anytime
Avondale	East	Barton to Mons		Anytime."

and by deleting therefrom the following item, namely:-

"Everton	South	from a point 149' west of Upper Ottawa to Irving		Anytime."
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and by deleting from **Part A** thereof the following item, namely:-

"Bruceale	North	45 ft.	30 ft. west of Upper James	Anytime."
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4. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Picton	North	commencing 138 feet west of James and extending 21 feet westerly therefrom		Anytime."
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and by deleting therefrom the following items, namely:-

"Stapleton	West	from 267 feet south of Grenfell and extending 17 feet southerly therefrom		Anytime
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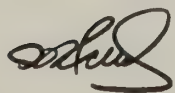
Stapleton	East	from 191 feet south of Grenfell and extending 19 feet southerly therefrom		Anytime
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Tisdale	East	commencing 176 feet north of east/west leg of Tisdale and extending 21 feet northerly therefrom		Anytime
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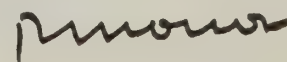
Tisdale	West	commencing 186 feet north of the east/west leg of Tisdale and extending 14 feet northerly therefrom		Anytime."
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5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 24th day of February 1998.



CITY CLERK

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 072

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Cyprus	Northbound	Sirente
Kent	Northbound and Southbound	Stanley."

2. That **Schedule 18 (No Right Turn On Red Signal at Certain Intersections)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Mall	Northbound	Mohawk	8:00 am - 6:00 pm."
			Saturdays & Sundays

3. That **Schedule 28 (Taxi Stands)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Eastwood	East	25 feet	52 feet south of Melvin	7:00 am - 6:00 pm."
				Monday to Friday

4. That **Schedule 39 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Eastwood	East	Melvin to 52 feet southerly	Anytime."
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and by deleting therefrom the following item, namely:-

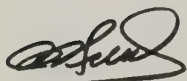
"Eastwood	East	Melvin to 115 feet south	Anytime."
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5. That **Schedule 35 (Wheelchair Loading Zones)** of said By-law be amended by adding thereto the following items, namely:-

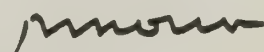
"Garfield	East	24 feet	103 feet south of Vineland	7:00 a.m. - 5:00 p.m. Monday to Friday
Tisdale	East	21 feet	176 feet north of the east/west leg of Tisdale	9:00 a.m. - 7:00 p.m.
Erindale	East	30 feet	110 feet north of Dundonald	7:00 a.m. - 6:00 p.m." Monday to Friday

6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this *24th* day of *February* 1998.



CITY CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98 - 073

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 166 QUEENSTON ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "H" (Community Shopping and Commercial, etc.) District to "C" (Urban Protected Residential, etc.) District,

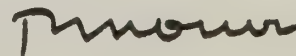
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 24th day of February A.D. 1998

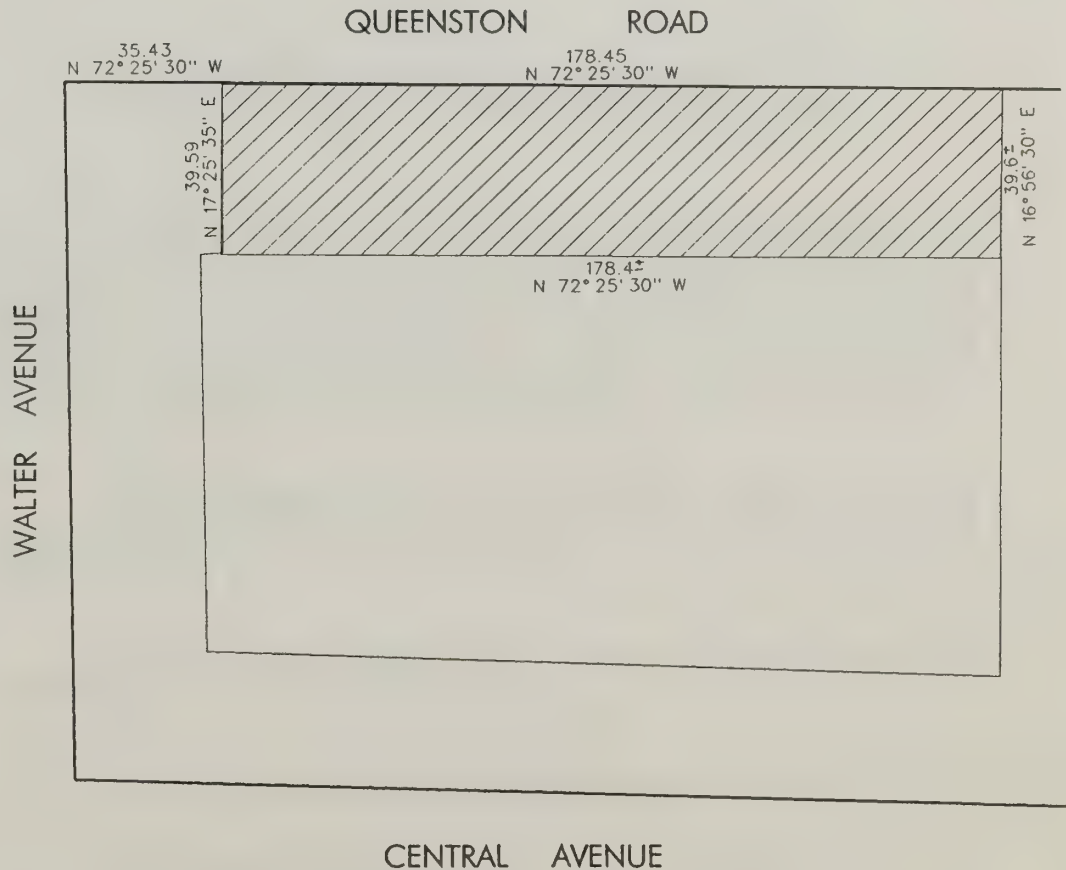


CITY CLERK



MAYOR

(1998) 2 R.P.D.C. 2, January 27
CI-97-C



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-073
Passed the 24th day of February, 1998.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-073...
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in Zoning From:



BLK 1

"H" (Community Shopping and Commercial, etc.) District, to "C" (Urban Protected Residential, etc.) District.

North



Scale
Not to Scale

Date
Feb. 1998

Reference File No.
CI-97-C

Drawn By
R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 074

To Amend:

By-law No. 87-308

As Amended by By-laws No. 92-079 and 98-042

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE BARTON VILLAGE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", (now known as the "Barton Village Business Improvement Area"), more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

AND WHEREAS By-law No. 92-079, passed on the 20th day of March 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 87-308;

AND WHEREAS By-law No. 98-042, passed on the 27th day of January 1998, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 98-042;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 7 of the 3rd Report of the Planning and Development Committee on the 10th day of February 1998, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

Alderman B. Morelli

Alderman D. Haining

2. Schedule "B" referred to in clause 2.(b) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

D. Boukhers
J. Hendry
T. Franceour
S. Manners
J. Hilger
J. Howard
P. Nusca
M. Tollis
N. LaSala
R. Palmese

Farah's Foodmart
Hendry's Family Shoes
Mugsy's Place
Westinghouse Canada Inc.
Ways to Wisdom
Econ-o-wash Laundry
Nusca Custom Tailors Ltd.
Riviera Banquet Centre
Nick's Auto Service
Palmese Photodesign Group Inc.

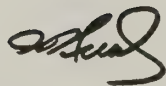
3. By-law No. 98-042 is hereby repealed in its entirety.

4. In all other respects, By-law No. 87-308, as amended, is hereby confirmed, unchanged.

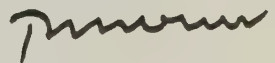
PASSED this 24th day of

February

A.D. 1998



CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98 - 075

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED NORTH OF RYMAL ROAD EAST
AND WEST OF UPPER WELLINGTON STREET,
KNOWN MUNICIPALLY AS 177 RYMAL ROAD EAST**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District, to "R-4" (Small Lot Single Family Dwelling) District, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) District, to "R-4" (Small Lot Single Family Dwelling) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The provisions of the "R-4" (Small Lot Single Family Dwelling) District, as contained in Section 9A of Zoning By-law No. 6593, applicable to the land comprised in Block 1, are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9A.(2)(b) of Zoning By-law No. 6593, the single family dwelling existing at the time of the passing of this by-law, known municipally as 177 Rymal Road East, shall provide and maintain the following setbacks:
 - (i) 9.9 metres from the northerly lot line;
 - (ii) 4.3 metres from the southerly lot line;
 - (iii) 1.2 metres from the westerly lot line;
 - (iv) 1.2 metres from the easterly lot line.

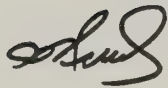
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1379.

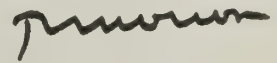
5. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in section 1.(a) and (b) of this by-law, S-1379.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 24th day of February A.D. 1998

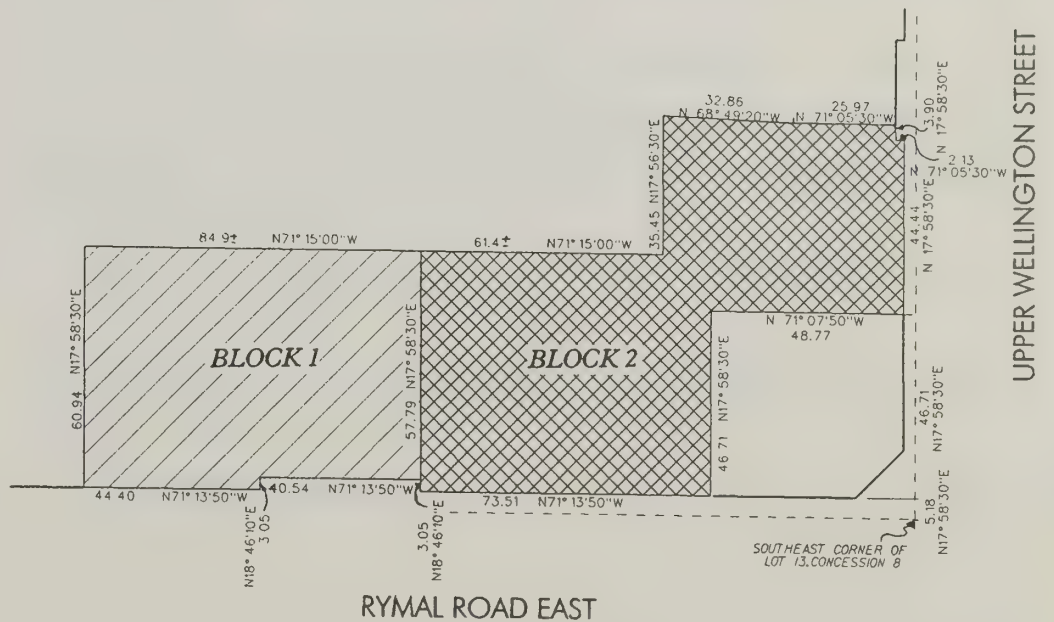


CITY CLERK



MAYOR

(1998) 4 R.P.D.C. 5, February 24
Paul Silvestri, Owner
Amended ZAC-96-05



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-075
 Passed the 24th day of February, 1998.

[Signature]
 Clerk

[Signature]
 Mayor

City of Hamilton

Schedule A

Map Forming Part of
 By-Law No. 98-075
 to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in Zoning from:

- BLK 1 "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District, Modified.
- BLK 2 "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District.

North



Scale
 Not to Scale

Date
 Feb. 1998

Reference File No.
 ZAC-96-05

Drawn By
 R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 076

To Authorize:

A MUNICIPAL CAPITAL FACILITY AGREEMENT WITH THE
HAMILTON EAST KIWANIS BOYS' AND GIRLS' CLUB INC.

WHEREAS The Hamilton East Kiwanis Club Inc. operates the Boys' and Girls' Club, located at 45 Ellis Avenue, Hamilton, which is a Municipal Community Centre for the City of Hamilton;

AND WHEREAS the City owns 45 Ellis Avenue, Hamilton;

AND WHEREAS Section 210.1 of the Municipal Act, authorizes a Council to enter into agreements for the provision of municipal capital facilities by any person and to exempt from taxation for municipal and school purposes the land, or a portion of it, on which municipal capital facilities are, or will be, located;

AND WHEREAS Section 207.58 of the Municipal Act authorizes a municipality to own, operate and maintain a Community Centre;

AND WHEREAS Ontario Regulation 46/94, as amended by Ontario Regulation 437/96, authorizes municipal capital facility agreements and tax exemptions for the operation of a Municipal Community Centre;

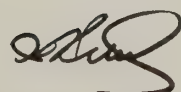
AND WHEREAS the City and The Hamilton East Kiwanis Boys' and Girls' Club Inc. have proposed to enter into an Agreement to operate a Municipal Capital Facility at 45 Ellis Avenue, Hamilton;

AND WHEREAS Council, on January 27, 1998, in adopting Section 20 of the 3rd Report of the Finance and Administration Committee authorized this By-law;

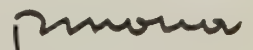
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Corporation of the City of Hamilton may enter into an agreement with The Hamilton East Kiwanis Boys' and Girls' Club Inc. for the provision, management and maintenance of the municipal capital facility located at 45 Ellis Avenue, Hamilton, Ontario.
2. The municipal capital facility, located at 45 Ellis Avenue, Hamilton, and operated by The Hamilton East Kiwanis Boys' and Girls' Club Inc. is for the purposes of the Municipality and is for a public use.
3. The Clerk shall give written Notice of this By-law to the Minister of Education and Training.

PASSED this 24th day of February 1998.



CITY CLERK

MAYOR

BY-LAW NO. 98 - 077

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 24th DAY OF FEBRUARY, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

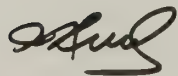
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 24th day of February 1998



CITY CLERK



MAYOR

BY-LAW NO. 98 - 078

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH DAY OF
FEBRUARY., 1998.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

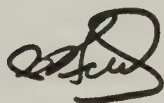
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

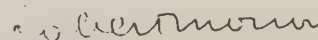
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27TH day of FEBRUARY A.D. 1998



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 079

TO SELL A CLOSED PORTION OF GARNET AVENUE AND
MACLANDERS STREET DESIGNATED AS PART 18 ON PLAN 62R-11788

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the said Garnet Avenue and MacLanders Street have been closed by Judge's Order registered as 301990 AB and as authorized by City Council in adopting Item 22 of the 20th Report of the Finance and Administration Committee on 1997 September 30.

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

AND WHEREAS notice of the City's intention to pass this By-law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of the By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the sale of the closed portion of Garnet Avenue and MacLanders Street designated as:

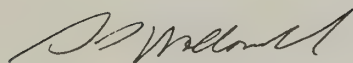
Part 18 on Plan 62R-11788.

City of Hamilton
Regional Municipality of Hamilton-Wentworth

is hereby authorized.

2. That the above mentioned lands be sold to the Region of Hamilton-Wentworth along with other lands for the sum of \$2.00 as authorized by City Council on 1997 September 30.

PASSED this 10th day of March A.D. 1998



Acting City Clerk




Acting Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 080

**TO SELL PARTS OF THE CLOSED ORIGINAL ROAD ALLOWANCE BETWEEN
LOTS 32 & 33 CONCESSION 4 AND BETWEEN CONCESSIONS 3 & 4 AND
BETWEEN LOTS 30 & 31 CONCESSION 3 ALL IN THE GEOGRAPHIC
TOWNSHIP OF SALTFLEET AND PART OF CLOSED WOODWARD AVENUE
AND PART OF THE CLOSED WOODWARD AVENUE TRAFFIC CIRCLE.**

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS a portion of the road allowance between Lots 32 & 33 was closed by Township By-law 145 registered as Instrument 109231AB, a portion of the road allowance between Lots 32 & 33 was closed by Township By-law 146, unregistered, all in Concession 4, in the geographic township of Saltfleet, a portion of the road allowance between Concessions 3 & 4 in the geographic township of Saltfleet was closed by By-law 73-237, registered as Instrument No. 304001AB, a portion of the road allowance between Lots 30 & 31 in Concession 3 in the geographic township of Saltfleet was closed by By-law 7644 registered as Instrument No. 1714, a portion of Woodward Avenue was closed by Judge's Order registered as Instrument No. 61766AB, a portion of Woodward Avenue traffic circle on Registered Plan 876 and Part of Block F on registered Plan 865 was closed by Judge's Order registered as Instrument No. 69776AB.

AND WHEREAS the Council of the Corporation of the City of Hamilton in adopting item 9 of the 1st Report of the Parks and Recreation Committee on 1997 December 11 authorized the City to sell the above noted closed roads.

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

AND WHEREAS notice of the City's intention to pass this By-law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following lands designated as:

Part of Part 9, Plan 62R-11165, being part of the Original road allowance between Lots 32 & 33 Concession 4, in the geographic township of Saltfleet closed by Township By-law No. 145, registered as Instrument No. 109231AB at the sale price of \$3,268.90.

Part of Part 4, Plan 62R-11164, being part of the Original road allowance between Lots 32 & 33 Concession 4, in the geographic township of Saltfleet closed by Township By-law No. 146, unregistered and closed by Township By-law No. 145 registered as Instrument No. 109231 AB at the sale price of \$7,140.47.

Part of Part 4, Plan 62R-11340, being part of the Original road allowance between Concessions 3 & 4, in the geographic township of Saltfleet as closed by By-law No. 73-237, registered as Instrument No. 304001AB, other than the portion thereof shown on the attached sketch, at the sale price of \$2,714.41.

Part of Part 2, Plan 62R-11249, being part of the road allowance between Lots 30 & 31, Concession 3, in the geographic township of Saltfleet closed by By-law No. 7644, registered as Instrument No. 1714 at the sale price of \$82.85.

Part of Part 1, Plan 62R-11263, being part of Woodward Avenue established by Registered Plan 876 and closed by Judge's Order, registered as Instrument No. 61766AB at the sale price of \$3,722.14.

Part of Part 1, Plan 62R-11231, being part of the Woodward Avenue Traffic Circle Plan 876 and Part of Block "F", Plan 865, closed by Judge's Order, registered as Instrument No. 69776AB at the sale price of \$2,647.93.

City of Hamilton
Regional Municipality of Hamilton-Wentworth

be sold to The Regional Municipality of Hamilton-Wentworth (along with other lands) pursuant to the Region's Offer dated 1997 November 11 accepted by City Council on 1997 December 11.

PASSED this 10th day of March A.D. 1998



Acting City Clerk

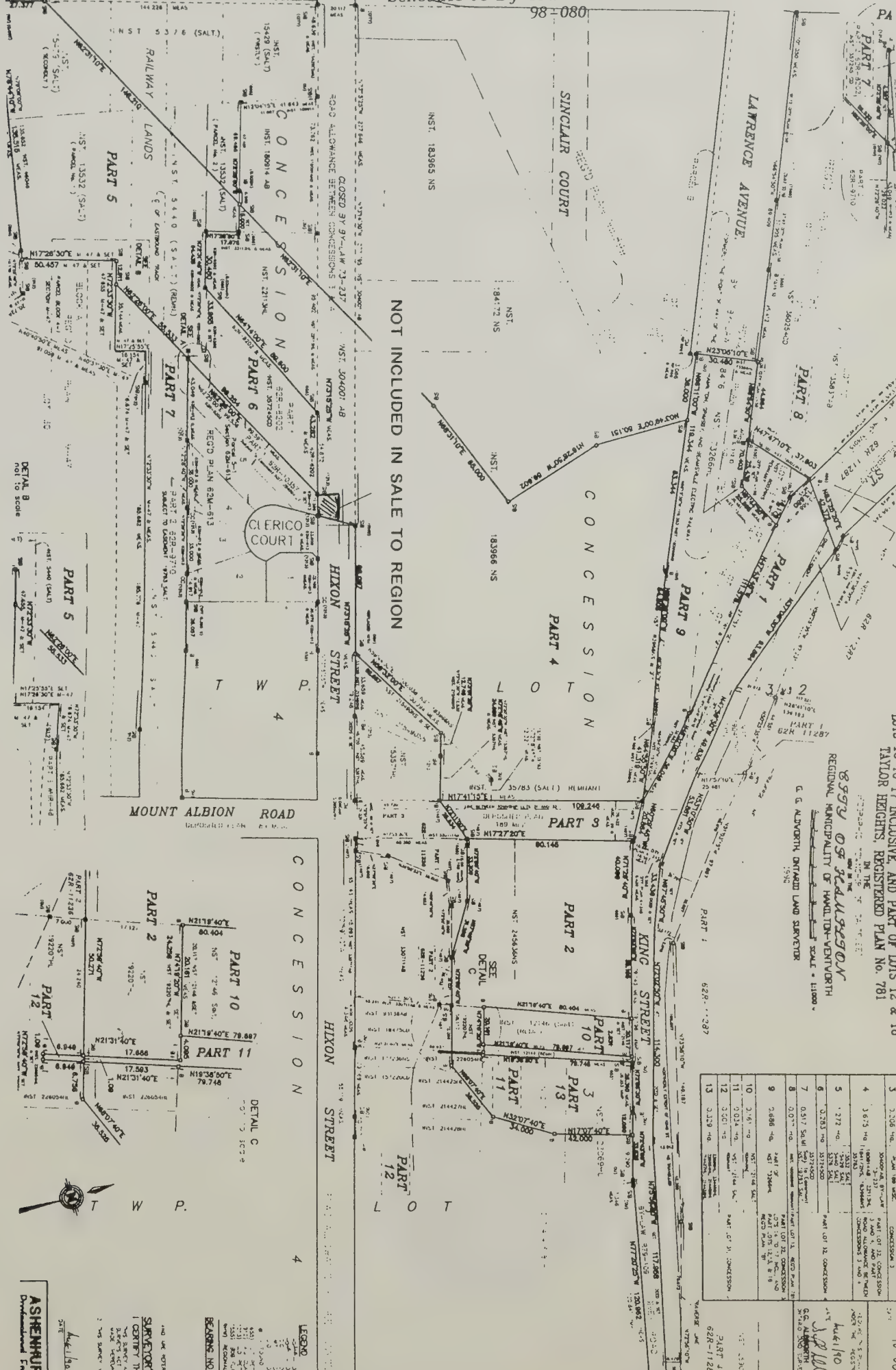


Acting Mayor



ROAD ALLOWANCE BETWEEN TOWNSHIP LOTS 32 AND 33 (CLOSED BY BY-LAW 73-217)

Schedule to By-law PARKDALE AVENUE



LOTS 13 TO 17 INCLUSIVE, AND PART OF LOTS 12 & 18
TAYLOR HEIGHTS, REGISTERED PLAN NO. 781

899 OF 2011-2012
RESIDUAL MUNICIPALITY OF HAMILTON-VENTNORTH
C. G. ALDERMAN, DRAFTED LAND SURVEYOR

Lot	Area	Notes
1	1.0000	Part of Lot 13, Concession 1
2	1.0000	Part of Lot 13, Concession 1
3	1.0000	Part of Lot 13, Concession 1
4	1.0000	Part of Lot 13, Concession 1
5	1.0000	Part of Lot 13, Concession 1
6	1.0000	Part of Lot 13, Concession 1
7	1.0000	Part of Lot 13, Concession 1
8	1.0000	Part of Lot 13, Concession 1
9	1.0000	Part of Lot 13, Concession 1
10	1.0000	Part of Lot 13, Concession 1
11	1.0000	Part of Lot 13, Concession 1
12	1.0000	Part of Lot 13, Concession 1
13	1.0000	Part of Lot 13, Concession 1

ASHEMURST
DRAFTED ENGINEER

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-081

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 2 & 3 ON PLAN 62R-14277
INTO ARROWSMITH ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Arrowsmith Road within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Arrowsmith Road.

Part of Lot 27, Concession 1, in the geographic township of Saltfleet designated as Parts 2 & 3 on Plan 62R-14277.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 10th day of March A.D. 1998



Acting City Clerk



Acting Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 082

TO INCORPORATE CITY LAND
DESIGNATED AS PART 1 ON PLAN 62R-14277
INTO CENTENNIAL PARKWAY

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Centennial Parkway within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Centennial Parkway.

Part of Lot 27, Concession 1, in the geographic township of Saltfleet designated as Part 1 on Plan 62R-14277.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 10th day of March A.D. 1998



Acting City Clerk





Acting Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-083

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 37 ON PLAN 62M-778
INTO JACQUELINE BOULEVARD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Jacqueline Boulevard within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Jacqueline Boulevard.

All of Block 37, on Plan 62M-778.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 10th day of March A.D. 1998

D. J. Hollenbeck

Acting City Clerk

Ron Di

Acting Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-084

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of said By-law, as amended, is hereby further amended by adding thereto the following items, namely:-

"Angela	Both	West 31st to West 32nd	1 hr	8 am - 6 pm	Mon - Fri
West 32nd	Both	Angela to Leslie	1 hr	8 am - 6 pm	Mon - Fri."

2. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Barnesdale	East	Dunsmure to Vineland		Anytime
Towercrest	North	commencing 109 feet east of Colin and extending 40 feet easterly therefrom		Anytime
King William	North	commencing 32 feet west of Hughson and extending 30 feet westerly therefrom	8 am - 6 pm	Mon - Sat."

and by deleting therefrom the following items, namely:-

"Macauley	North	commencing at a point 228 feet west of MacNab to a point 27 feet westerly therefrom		Anytime
King William	North	commencing at a point 32 ft. west of Hughson to a point 30 ft. westerly therefrom		Anytime."

3. That **Schedule 27 (Alternate Side Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Barnesdale Avenue South Vineland Avenue to King Street East	West	East."
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and deleting therefrom the following item, namely:-

"Barnesdale Avenue South Dunsmure Road to King Street East	West	East."
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4. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Avondale	East	commencing 124 feet north of Primrose and extending 18 feet northerly therefrom	Anytime
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Avondale	West	commencing 39 feet north of Primrose and extending 18 feet northerly therefrom	Anytime
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East 19th	East	commencing 232 feet south of Concession and extending 16 feet southerly therefrom	Anytime
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East 8th	East	commencing 396 feet south of Queensdale and extending 22 feet southerly therefrom	Anytime
----------	------	---	---------

Clinton	North	commencing 78 feet east of Barnesdale and extending 17 feet easterly therefrom	Anytime
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Clinton South commencing 61 feet east of Barnesdale and
extending 18 feet easterly therefrom

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 10th day of March 1998.

Dr. McConall

Acting CITY CLERK



Pan Li

Acting MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-085

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That Schedule 10 (Stops at Intersections) of said By-law, as amended, is hereby further amended by adding thereto the following items, namely:-

"Towercrest	Westbound	Colin
Bernard	Southbound	Martha
Blair	Southbound	Martha
Springside	Northbound and Southbound	Kirkfield."

2. That Schedule 28 (Taxi Stands) of said By-law is hereby amended by adding thereto the following item, namely:-

"East 27th	East	45 feet	121 feet north of Burkholder	7:00 am - 6:00 pm Monday to Friday."
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3. That Schedule 29 (No Stopping Areas) of said By-law is hereby amended by adding thereto the following items, namely:-

"Hummingbird	East	Skylark to a point 64 feet northerly	Anytime
Hummingbird	West	Skylark to a point 75 feet northerly	Anytime."

4. That Schedule 30 (Commercial Vehicle Loading Zones) of said By-law is hereby amended by adding thereto the following item, namely:-

"Crockett	South	30 ft.	25 ft. west of East 22nd	8:00 a.m. - 6:00 p.m. Monday to Friday."
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5. That **Schedule 35 (Wheelchair Loading Zones)** of said By-law be amended by adding thereto the following item, namely:-

"Florence South 25 feet 83 feet west of Ray 8:00 a.m. - 5:00 p.m."

-
6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.
7. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 10th day of March 1998.

A. J. Hollenell

Acting CITY CLERK

Ron Lie

Acting MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 086

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That Schedule 10 (Stops at Intersections) of said By-law, as amended, is hereby further amended by deleting therefrom the following item, namely:-

"Reid	Northbound	Central."
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2. That Schedule 11 (Yield Right of Way Signs) of said By-law is hereby amended by adding thereto the following item, namely:-

"Reid	Northbound	Central."
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3. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED AND ENACTED this 10th day of March 1998.



Acting CITY CLERK



Acting MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98— 087

To Remove
Land within the "Claudette Gardens - Phase 9" Subdivision
Plan 62M-825 from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements, shall not apply to the following lands:

Lots 14 - 31, inclusive, within Registered Plan Number 62M-825, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2.
 - (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
 - (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
 - (c) This By-law shall expire on March 15, 1999.

PASSED this 10th day of

March

A.D. 1998.



Acting City Clerk



Acting Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 98- 088

To Repeal:

Zoning By-law No. 98-064

Respecting:

**LANDS LOCATED AT THE REAR OF MUNICIPAL NOS.
1451-1471 UPPER JAMES STREET AND SOUTH EAST OF DICENZO DRIVE**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July, 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 98-064 on the 10th day of February, 1998, to establish special requirements under Section 10 of Zoning By-law No. 6593, for the "D" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS Notice of the said By-law was not circulated as required by the Planning Act due to the non-payment of the required application fees;

AND WHEREAS it is therefore expedient to repeal the said By-law No. 98-064;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 98-064, passed on the 10th day of February, 1998, is hereby repealed in its entirety.

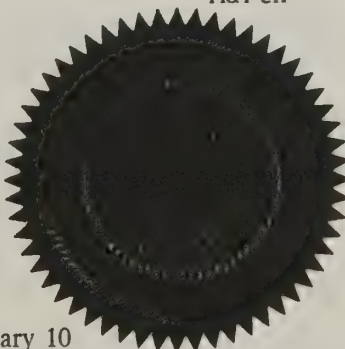
PASSED this 10th day of

March

A.D. 1998.

A. J. Wollonell

Acting CITY CLERK



Don Cousens

Acting MAYOR

(1998) 3 R.P.D.C. 9(d), February 10
900074 Ontario Inc. Setay Investment c/o Mr. Gordon Albini, Owner
Amended ZAC-97-24

The Corporation of the City of Hamilton

BY-LAW NO. 98- 089

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE REAR OF MUNICIPAL NOS.
1451-1471 UPPER JAMES STREET AND SOUTH EAST OF DICENZO DRIVE**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, the land comprised in Blocks "1" and "3" ;
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "RT-30" (Street-Townhouse) District, the land comprised in Block "2";
- (c) by changing from "RT-30" (Street-Townhouse) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, the land comprised in Block "4";

the extent and boundaries of each of which Blocks 1, 2, 3 and 4 are shown on a plan hereto annexed as Schedule "A".

2. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks "1", "3" and "4" are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 10.(4)(ii) of Zoning By-law No. 6593, a two family dwelling shall provide and maintain a lot width of at least 16.0 m and an area of at least 515.0 m².

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1395.

5. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in section 1. (a) and (c) of this by-law, S-1395.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

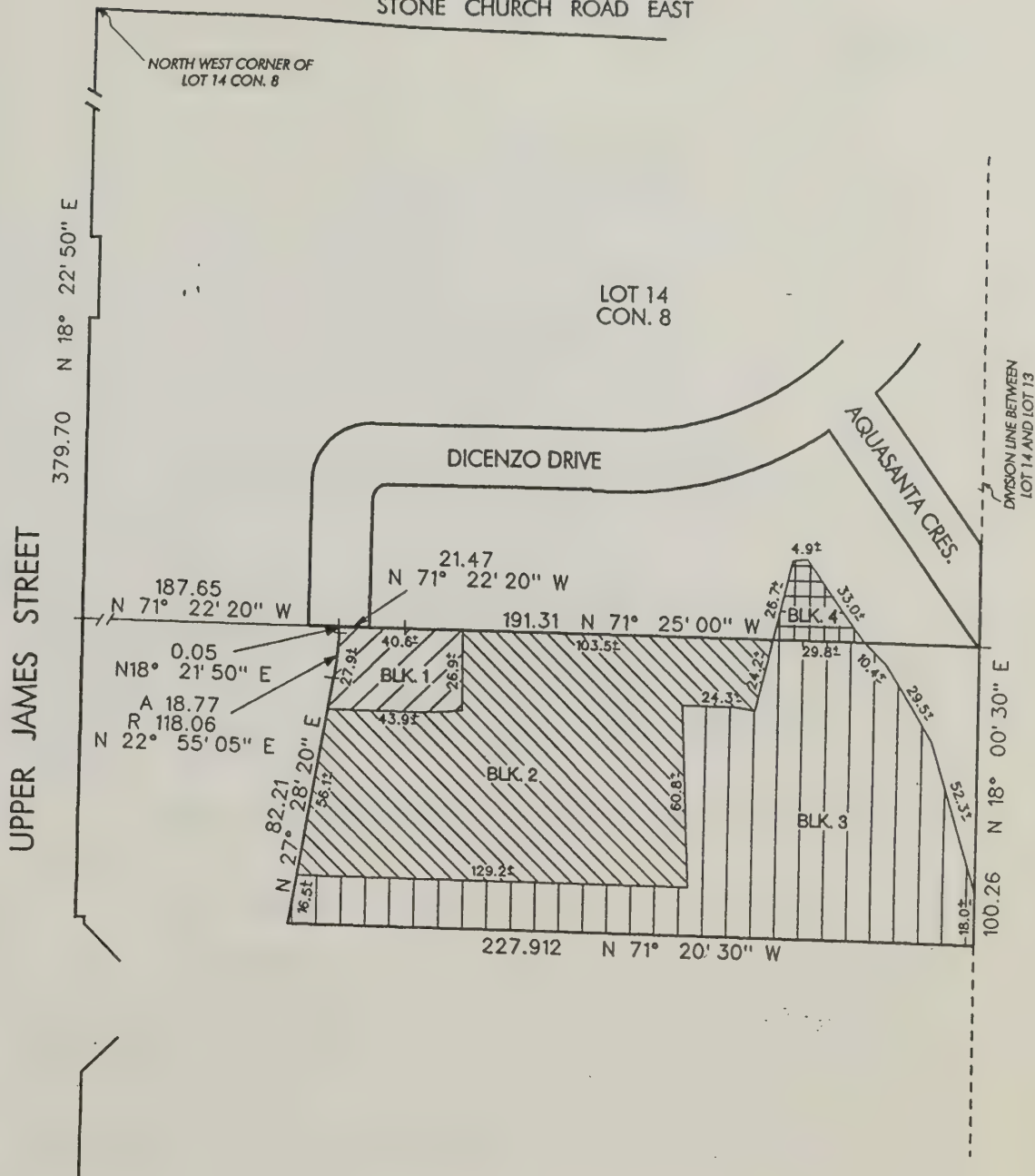
PASSED this 10th day of March A.D. 1998



Acting CITY CLERK



Acting MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-089
Passed the 10th day of March, 1998.

S. J. Hollonell
Acting Clerk

Ron Lin
Acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-089..
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

- BLK. 1 "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, Modified.
- BLK. 2 "C" (Urban Protected Residential, etc.) District to "RT-30" (Street - Townhouse) District.
- BLK. 3 "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, Modified.
- BLK. 4 "RT-30" (Street - Townhouse) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, Modified.

North



Scale
Not to Scale

Date
Feb. 1998

Reference File No.
ZAC-97-24

Drawn By

The Corporation of the City of Hamilton

BY-LAW NO. 98-090

To Amend:

By-law No. 92-078
As Amended by By-law No. 98-045

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT
OF THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 92-078, passed on the 10th day of March 1992, provided for a Board of Management of the Improvement Area designated by By-law No. 90-197, passed on the 26th day of June 1990, known as the "Main West Esplanade Business Improvement Area", more particularly described in By-law No. 90-197, as amended by By-law No. 96-168, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

AND WHEREAS By-law No. 98-045, passed on the 27th day of January 1998 varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 98-045;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 4 of the 4th Report of the Planning and Development Committee on the 24th day of February 1998, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 92-078, as amended, is repealed and the following substituted therefor:

Alderman M. Kiss
Alderman M. Caplan

2. Schedule "B" referred to in clause 2.(b) of By-law No. 92-078, as amended, is repealed and the following substituted therefor:

J. Bourinot
I. Kobylanski
J. Castellano
J. Morrison
B. Hughes
M. Gunn
M. Farrugia

Dairy Queen
Izzy's Restaurants
Castellano Real Estate
Royal Bank
Tim Hortons
Mor Car Wash

3. By-law No. 98-045 is hereby repealed in its entirety.
4. In all other respects, By-law No. 92-078 is hereby confirmed, unchanged.

PASSED this *10th* day of

March

A.D. 1998

D. J. Wollonell

Acting CITY CLERK



Ron Vini

Acting MAYOR

(1998) 4 R.P.D.C. 4, February 24

The Corporation of the City of Hamilton

BY-LAW NO. 98- 091

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1126 GARTH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27A of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "RT-20"-'H' (Townhouse - Maisonette - Holding) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol referred to in section 1 shall be removed conditional upon the prospective owner applying for and receiving approval of a Site Plan Control application.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "RT-20" District provisions.

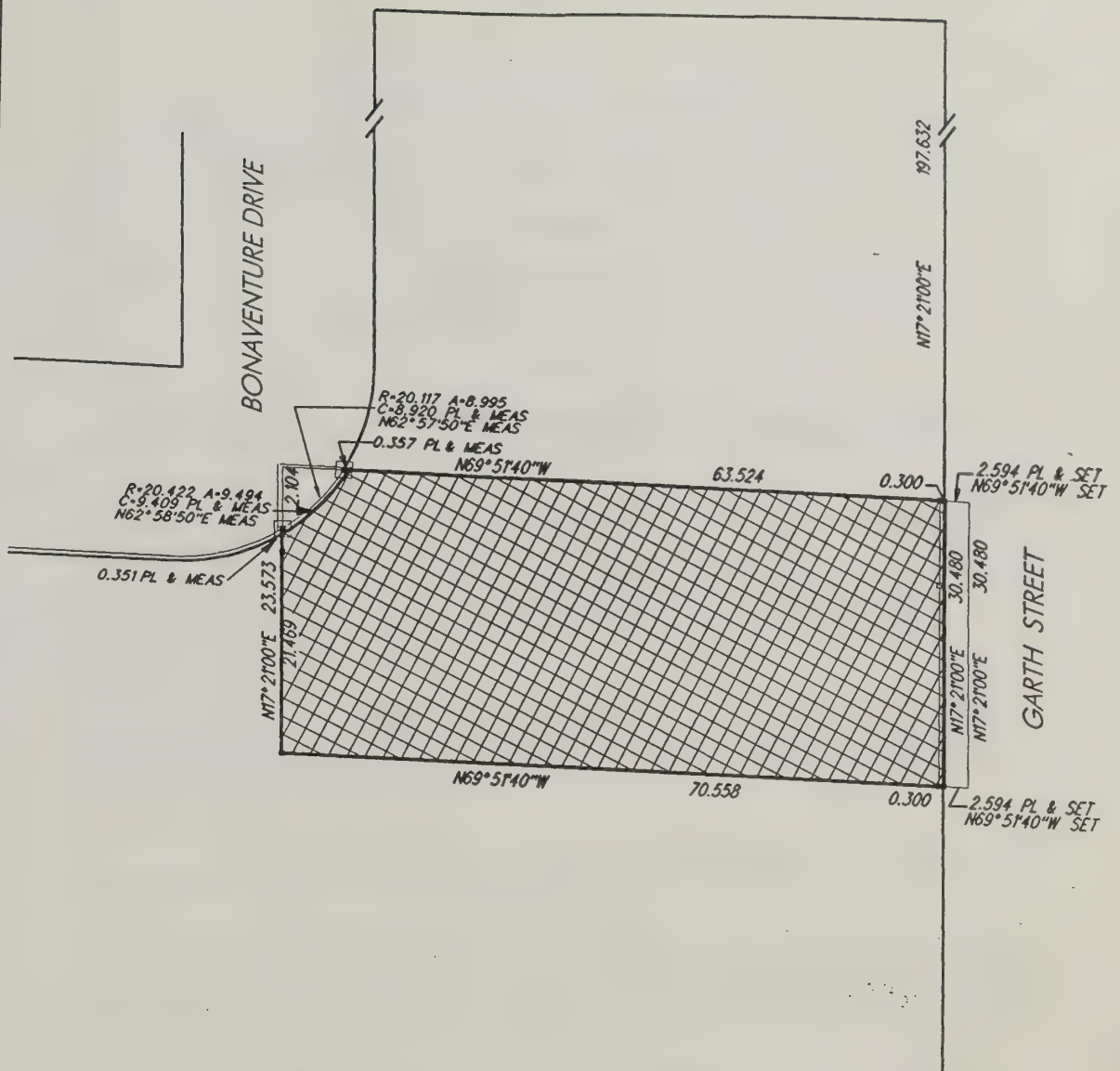
3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 10th day of March A.D. 1998


Acting CITY CLERK




Acting MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-091
Passed the 10th day of March, 1998.

[Signature]
Acting Clerk

[Signature]
Acting Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 98-091

to Amend By-Law No. 6593

Planning and Development Department

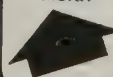
Legend

Change in Zoning from:



"AA" (Agricultural) District, to "RT-20" - 'H'
(Townhouse - Maisonette - Holding) District.

North



Scale
NOT TO SCALE

Date
FEBRUARY 1998

Reference File No.

ZAC-97-34

Drawn By

B.B.

The Corporation of the City of Hamilton

BY-LAW NO. 98-092

To Amend:

Zoning By-law No. 6593
As Amended By Zoning By-law No. 96-113

Respecting:

**LAND LOCATED AT THE SOUTH-WEST CORNER OF CHEDMAC DRIVE AND
RICE AVENUE (MUNICIPALLY KNOWN AS NO. 60 RICE AVENUE)**

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 96-113 on the 25th day of June, 1996 to rezone Block 2 from "AA" (Agricultural) District to "DE" - 'H'(Low Density Multiple Dwellings - Holding) District, and to establish special requirements with respect to Block 2, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which By-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS Section 3 of By-law No. 96-113 provides that upon the applicant completing a noise study, and any required works, to the satisfaction of the Ministry of Environment and Energy for Block 2 of the subject lands, the 'H' symbol shall be removed by amendment to By-law No. 96-113;

AND WHEREAS approval of the noise study, and any required works to the satisfaction of the Ministry of the Environment have been completed;

AND WHEREAS City Council in adopting Item of the th Report of the Planning and Development Committee at its meeting held on the 10th day of March, 1998 directed that By-law No. 96-113 be amended to remove the 'H' (Holding) symbol in respect of the subject lands;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 96-113, passed on the 25th day of June, 1996, to Block 2, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 96-113 and forming part thereof is hereby removed, and the development of the lands may proceed in accordance with the "DE" (Low Density Multiple Dwellings) District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 4. of By-law No. 96-113.

2. Sheet No. W-37 of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 2. of By-law No. 96-113, is further amended by changing Block 2 from "DE" - 'H'(Low Density Multiple Dwellings - Holding) District to "DE" (Low Density Multiple Dwellings) District, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE" District provisions, subject to the special requirements referred to in section 4. of By-law No. 96-113.

4. By-law No. 6593, as amended by By-law No. 96-113, is further amended by adding this by-law to section 19B as Schedule S-1357a.

5. Sheet No. W-37 of the District Maps; as amended by By-law No. 96-113, is further amended by marking the land referred to in section 2. of this by-law, S-1357a.

6. In all other respects, By-law No. 96-113 is hereby confirmed, unchanged.

PASSED this 10th day of March A.D. 1998.

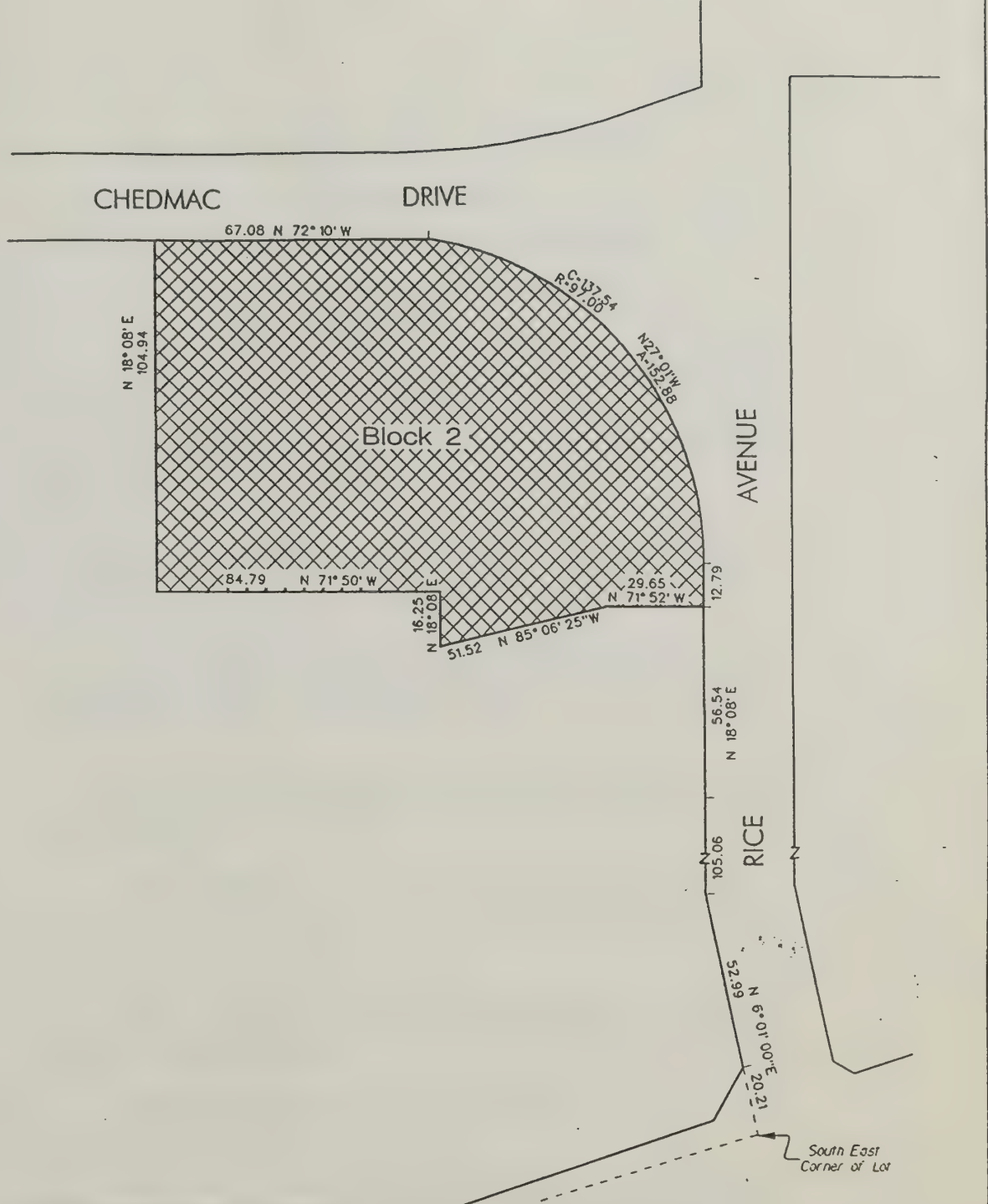


Acting CITY CLERK



Acting MAYOR

(1998) R.P.D.C. , March 10
Chedoke Hospital Corporation (John C. Pelech), agent
ZAR-98-04



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-092
Passed the 10th day of March, 1998.

[Signature]
Acting Clerk

[Signature]
Acting Mayor

City of Hamilton

Schedule "A"
Map Forming Part of
By-Law No. 98-092...
to Amend By-Law No. 6593
as Amended By-Law No. 96-113

Planning and Development Department

Legend

Block 2



Change in zoning from "DE"-H' (Low Density Multiple Dwellings - Holding) District, Modified to "DE" (Low Density Multiple Dwellings) District, Modified.

North



Scale
Not to Scale

Date
FEB. 1998

Reference File No.
ZAR-98-04

Drawn By
R.L.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.98-093

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
 - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
 - (c) that any person may pay the Cancellation Price at any time.
 - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
 - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
 - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 10th day of March

1998, A.D.,



Acting CITY CLERK



Acting MAYOR

SCHEDULE "A"
EXTENSION AGREEMENTS

- | | | |
|----|---------------------------|-----------------------------|
| 1) | PROPERTY ADDRESS | 3 MARGATE AVE. |
| | SERIAL NUMBER | 06 05510 6900 |
| | BRIEF LEGAL DESCRIPTION | PLAN 1253 LOT 33 |
| | DATE OF REGISTRATION | SEPTEMBER 9, 1997 |
| | TAX ARREARS CERTIFICATE # | LT469291 |
| | REDEMPTION DATE | SEPTEMBER 9, 1998 |
| | TOTAL ARREARS | \$19,485.73 |
| 2) | PROPERTY ADDRESS | 18 LINCOLN ST. |
| | SERIAL NUMBER | 04 02860 3390 |
| | BRIEF LEGAL DESCRIPTION | PLAN 414 PART LOT 4 |
| | DATE OF REGISTRATION | NOVEMBER 12, 1997 |
| | TAX ARREARS CERTIFICATE # | LT478381 |
| | REDEMPTION DATE | NOVEMBER 12, 1998 |
| | TOTAL ARREARS | \$5,772.77 |
| 3) | PROPERTY ADDRESS | 1042 BARTON ST. E. |
| | SERIAL NUMBER | 04 02860 1030 |
| | BRIEF LEGAL DESCRIPTION | PLAN 463 LOT 4 PART LOT 5 |
| | DATE OF REGISTRATION | SEPTEMBER 2, 1997 |
| | TAX ARREARS CERTIFICATE # | LT468430 |
| | REDEMPTION DATE | SEPTEMBER 2, 1998 |
| | TOTAL ARREARS | \$22,279.51 |
| 4) | PROPERTY ADDRESS | 97 PARADISE RD. N. |
| | SERIAL NUMBER | 01 00630 6080 |
| | BRIEF LEGAL DESCRIPTION | PLAN 634 PART LOT 902 & 903 |
| | DATE OF REGISTRATION | NOVEMBER 5, 1997 |
| | TAX ARREARS CERTIFICATE # | VM240491 |
| | REDEMPTION DATE | NOVEMBER 5, 1998 |
| | TOTAL ARREARS | \$10,574.65 |

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 094

To Authorize an Amendment to:

THE RENOVATION AND RETROFIT OF THE
HUNTINGTON PARK RECREATION CENTRE

WHEREAS by Order dated the 11th day of July 1991, The Ontario Municipal Board approved the renovation and retrofit of the Huntington Park Recreation Centre and the issuance of debentures in the amount of \$3,200,000.00;

AND WHEREAS By-law No. 91-148 was enacted by City Council on July 30, 1991 to authorize the Renovation and Retrofit of the Huntington Park Recreation Centre and the issuance of debentures at a maximum of \$3,200,000.00;

AND WHEREAS the Council of The Corporation of the City of Hamilton, on April 13, 1993, in adopting Item 18 of the 8th Report of the Finance and Administration Committee, authorized a change in the gross cost amount and the debentured amount of this project;

AND WHEREAS By-law 93-126 was enacted to set the gross cost of this project at \$3,385,000.00;

AND WHEREAS Council on January 27, 1998 in adopting Section 10 of the 3rd Report of the Finance and Administration Committee authorized the gross cost of the project to be increased to \$3,415,840.00;

AND WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the financial commitments, liabilities and debt charges of the project listed below and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The gross cost of the renovation and retrofit of the Huntington Park Recreation Centre is increased by \$30,840.00 to \$3,415,840.00.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this 10th day of March 1998, A.D.

A. J. Wollonell

ACTING CITY CLERK



Ron U...

Acting MAYOR

BY-LAW NO. 98 - 095

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10th DAY OF MARCH, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of March 1998



ACTING CITY CLERK



ACTING MAYOR



BY-LAW NO. 98 - 96

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF
MARCH, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

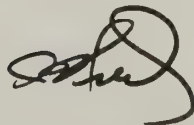
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26TH day of MARCH A.D. 1998



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 98- 097

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 184 LOTTRIDGE STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-32 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14. of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 18A.(36)1.(b) of Zoning By-law No. 6593, a distance of not less than 1.5 m shall be provided and maintained between a residential district and the parking area used in conjunction with a restaurant; and
- (b) notwithstanding Section 18A.(36)1.(b) of Zoning By-law No. 6593, a distance of not less than 7.5 m shall be provided and maintained between a residential district and the manoeuvring area and the access driveway used in conjunction with a restaurant; and

- (c) notwithstanding Section 18A.(36)1.(c) of Zoning By-law No. 6593, a landscaped area of not less than 3.5 m in width shall be provided and maintained along and within the westerly lot line abutting Lottridge Street; and
- (d) no access shall be permitted from Lottridge Street.

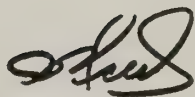
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1396.

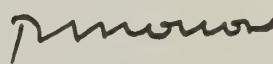
5. Sheet No. E-32 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1396.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 31st day of March 1998 A.D. 1998

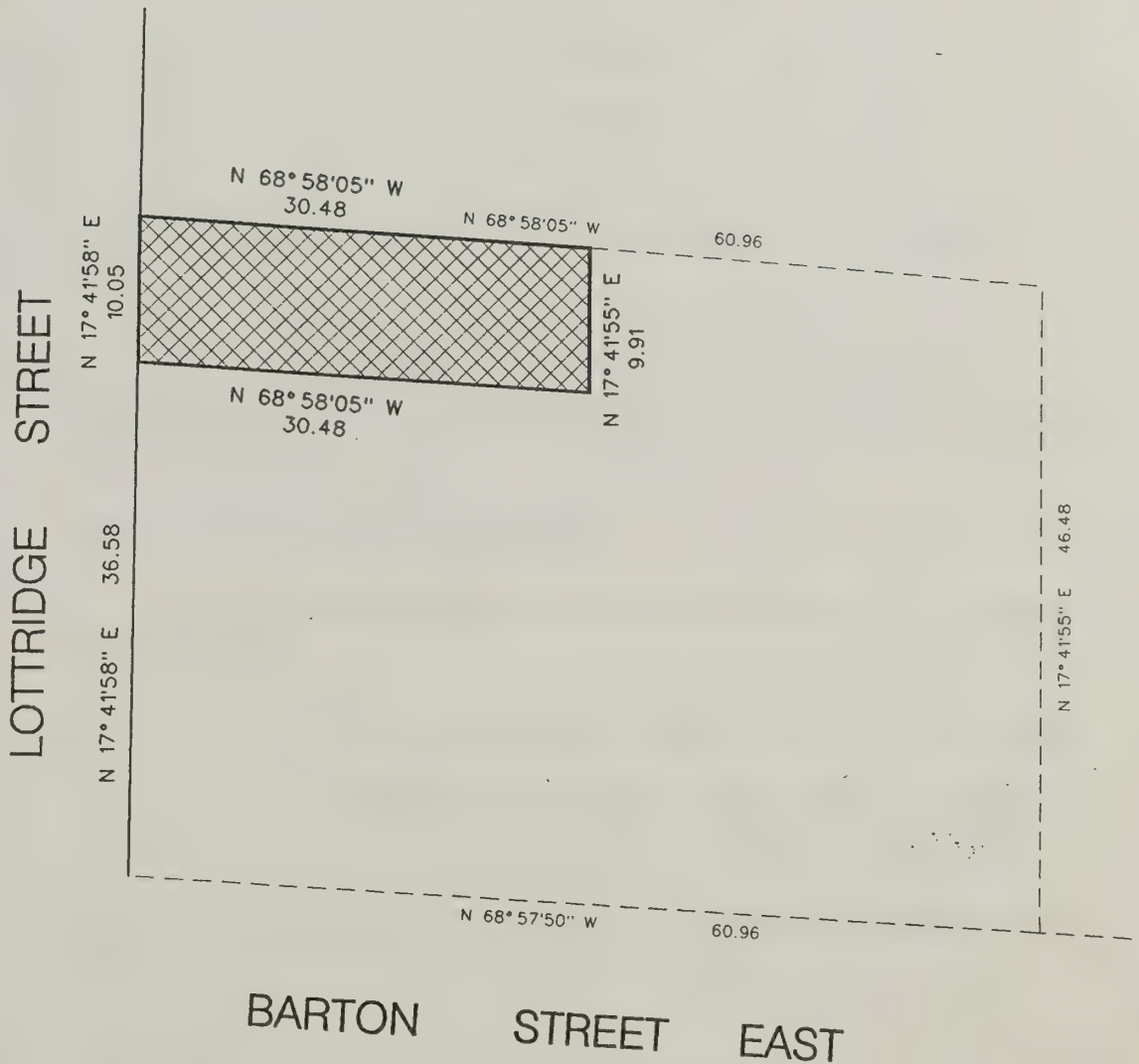


CITY CLERK



MAYOR

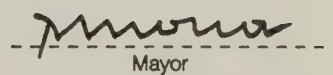




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-097
Passed the 31st day of March, 1998.


Clerk


Mayor

City of Hamilton

Schedule "A"

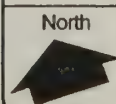
Map Forming Part of
By-Law No. 98-097
to Amend By-Law No. 6593

Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 98-097



Scale
NOT TO SCALE

Date
February 1998

Reference File No.
ZAC-97-40

Drawn By
B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 098

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 184 LOTTRIDGE STREET

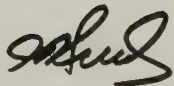
WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

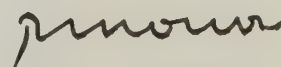
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
 171. Land located at Municipal No. 184 Lottridge Street, shown on Appendix 171 hereto annexed and forming part of this by-law.
2. Appendix 171 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 31st day of March A.D. 1998



CITY CLERK



MAYOR

LOTTRIDGE STREET

N 17° 41'58" E

10.05

36.58

N 17° 41'58" E

N 68° 58'05" W
30.48

N 68° 58'05" W
30.48

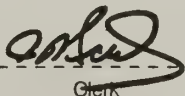
N 17° 41'55" E

9.91

BARTON STREET EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-098
Passed the 31st day of March, 1998.


Clerk


Mayor

City of Hamilton

Appendix 171

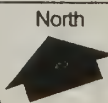
to the By-Law No. 79-275
as Amended by By-Law No. 87-223

Planning and Development Department

Legend



Lands designated under this By-Law
as an area of Site Plan Control
pursuant to section 41 of the
Planning Act, R. S. O. 1990.



North

Scale
NOT TO SCALE

Date
February 1998

Reference File No.

ZAC-97-40

Drawn By

B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98-099

To Amend:

By-law No. 86-99
As Amended by By-laws No. 92-056 and 98-044

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-99, passed on the 11th day of March 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 86-31, passed on the 10th day of December 1985, known as the "Ottawa Street North Business Improvement Area", more particularly described in By-law No. 86-31, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

AND WHEREAS By-law No. 92-056, passed on the 11th day of February 1992, varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-99;

AND WHEREAS By-law No. 98-044, passed on the 27th day of January 1998, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 98-044;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 7 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1998, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 86-99, as amended, is repealed and the following substituted therefor:

Alderman D. Wilson
Alderman G. Copps
Alderman B. Morelli
Alderman D. Haining

2. Schedule "B" referred to in clause 2.(b) of By-law No. 86-99, as amended, is repealed and the following substituted therefor:

J. Gut	Textile Discount Centre
T. Bifano	Anton Video
D. Kwiatkowski	Beach Road Meats
J. Bazinet	L. G. Wallace Funeral Home
B. Hodge	Hamilton Vacuum Supply
M. Fresco	Campbell Glass and Mirror
R. Bagliolid	Bell Arte
L. Mattina	Nova Sewing Centre
K. Walton	KJ's Restaurant
K. Shearer	Mary's Flower Shop

3. By-law No. 98-044 is hereby repealed in its entirety.

4. In all other respects, By-law No. 86-99, as amended, is hereby confirmed, unchanged.

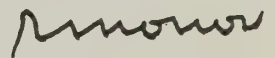
PASSED this 31st day of

March

A.D. 1998



CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 100

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 73 KENNEDY AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District, modified, the land comprised in Block "1"; and
- (b) by changing from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block "2",

the extent and boundaries of each of which Blocks "1" and "2" are shown on a plan hereto annexed as Schedule "A".

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the land comprised in Block "1" are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9.(4) of Zoning By-law No. 6593, a lot width of at least 21.88 m and an area of at least 681 m² shall be required.

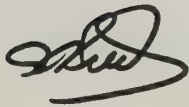
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1397.

5. Sheet No. W-9E of the District Maps is amended by marking the lands referred to in section 1.(a) of this by-law, S-1397.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 31st day of March A.D. 1998



CITY CLERK

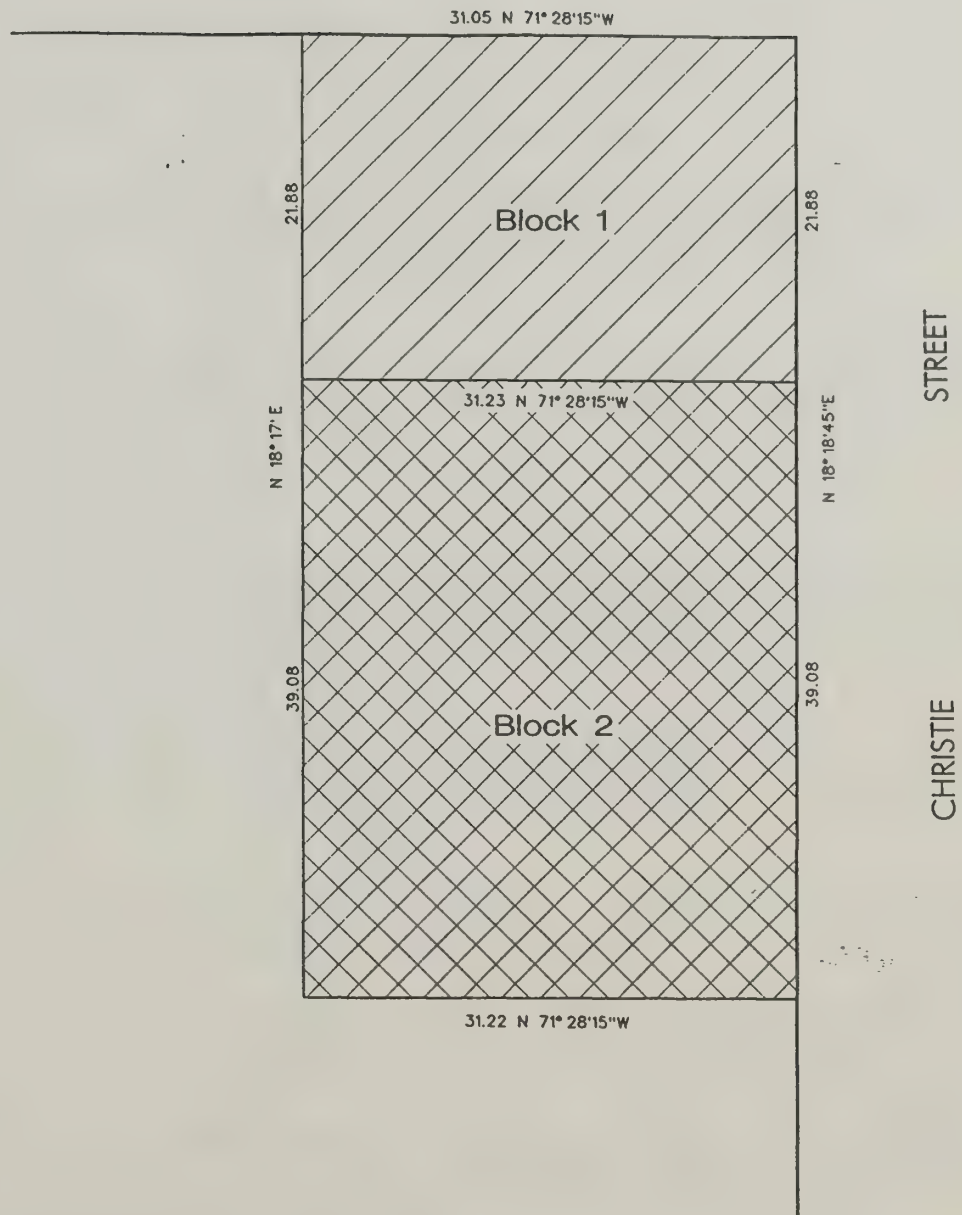


MAYOR

(1998) 4 R.P.D.C. 1, February 24
Silvia Costabile, Owner
ZAC-97-37

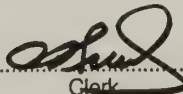
KENNEDY

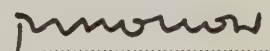
AVENUE



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-100
Passed the 31st day of March, 1998.


Clerk


Mayor

City of Hamilton

Schedule A
Map Forming Part of
By-Law No. 98-100
to Amend By-Law No. 6593

Planning and Development Department

Legend

- Block 1  "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District, Modified.
- Block 2  "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District.

North



Scale
Not to Scale

Date
March 1998

Reference File No.
ZAC-97-37

Drawn By
R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98—101

To Remove
Land within the "Eagleview Estates, Phase 1" Subdivision, Plan 62M-829
from Part Lot Control

WHEREAS subsection 5 of Section 51 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

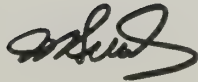
1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements, shall not apply to the following lands:

Lots 1 - 6, inclusive, within Registered Plan Number 62M-829, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

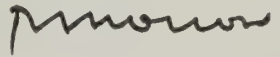
2.
 - (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
 - (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
 - (c) This By-law shall expire on April 1, 1999.

PASSED this *31st* day of *March*

A.D. 1998.



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 98-102

To Extend By-law No. 97-058

Respecting:

**LAND WITHIN THE "ALLISON ESTATES, PHASE 1, STAGE 2"
SUBDIVISION (62M-795)
PLAN 62R-13933**

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 97-058 on April 8, 1997 to remove the lands described in section 1 thereof from part lot control, which by-law shall expire on May 1, 1998;

AND WHEREAS a request has been made for an extension of the time period specified for the expiration of By-law No. 97-058, as it relates to Lots 8 and 19 only;

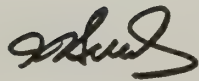
AND WHEREAS approval under subsection (7.1) is not required for an extension in accordance with subsection (7.4);

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

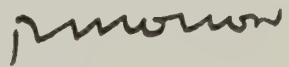
1. Subsection 2.(c) of By-law No. 97-058 is hereby repealed and the following substituted therefor:

"(c) Other than Lots 8 and 19, this By-law shall no longer be of any force and effect. As it relates to Lots 8 and 19, this By-law shall expire on May 1, 1999."
2. In all other respects, By-law No. 97-058 is hereby confirmed, unchanged.
3. Where this by-law has been enacted it shall be registered on title to the land described in section 1 of By-law No. 97-058.

PASSED this 31st day of March A.D. 1998.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 98- 103

To Adopt:

THE BARTON VILLAGE COMMUNITY IMPROVEMENT PLAN

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-11 on the 12th day of January 1988, (pursuant to subsection 28(2) of the Planning Act, 1983), to designate the area described in Schedule "A" thereto as the Barton General Community Improvement Project Area, (now the Barton Village Community Improvement Project Area);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-12 on the 12th day of January 1988 to adopt a community improvement plan for the said Community Improvement Project Area;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 95-180 on the 26th day of September 1995 to revise the Barton General Community Improvement Plan;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-038 on the 27th day of January 1998 to expand the Barton Village Community Improvement Project Area described in Schedule "A" and shown as Area A and Area B on Schedule "B" thereto;

AND WHEREAS it is intended to adopt a community improvement plan for the expanded Barton Village Community Improvement Project Area in accordance with subsection 28(4) of the Planning Act, R.S.O. 1990, c. P.13;

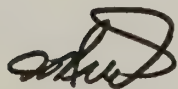
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Barton Village Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted as the community improvement plan for the expanded Barton Village Community Improvement Project Area.
2. It is hereby authorized and directed that the approval of the Community Improvement Plan referred to in section 1 shall include approval for the doing of all things for the purpose thereof.
3. This by-law comes into force and effect on the date of its approval by the Minister of Municipal Affairs.

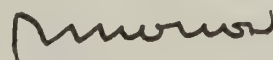
PASSED this 31st day of

March

A.D. 1998



CITY CLERK

MAYOR

SCHEDULE "A"
To By-law No. 98- 103

**THE BARTON VILLAGE
COMMUNITY IMPROVEMENT PLAN
FOR THE EXPANDED AREA OF THE
BARTON VILLAGE COMMUNITY IMPROVEMENT PROJECT AREA**

1998 February

**THE BARTON VILLAGE
COMMUNITY IMPROVEMENT PLAN
FOR THE EXPANDED AREA OF THE
BARTON VILLAGE COMMUNITY IMPROVEMENT PROJECT AREA**

PREFACE:

The Barton Village Community Improvement Project Area was originally designated by By-law 88-011. The Area was subsequently expanded by By-law 98-038. The geographic areas delineated by both By-laws 88-011 and 98-038 are the subject of a Community Improvement Plan passed 1988 January 12.

By-law 98-038 has further enlarged the geographic area of the Barton Village Community Improvement Project Area.

PURPOSE:

This Community Improvement Plan is intended to apply to the expanded geographic area of the Barton Village Community Improvement Project Area as set out in By-law 98-038 and is more particularly shown on Appendix A.

Rather than being focused on large scale redevelopment, this Community Improvement Plan focuses on rehabilitation and the updating of existing facades and interiors.

This Community Improvement Plan does not replace the existing Community Improvement Plan for the geographic areas delineated by both By-laws 88-011 and 98-038.

ASSISTANCE TO THE EXPANDED AREA:

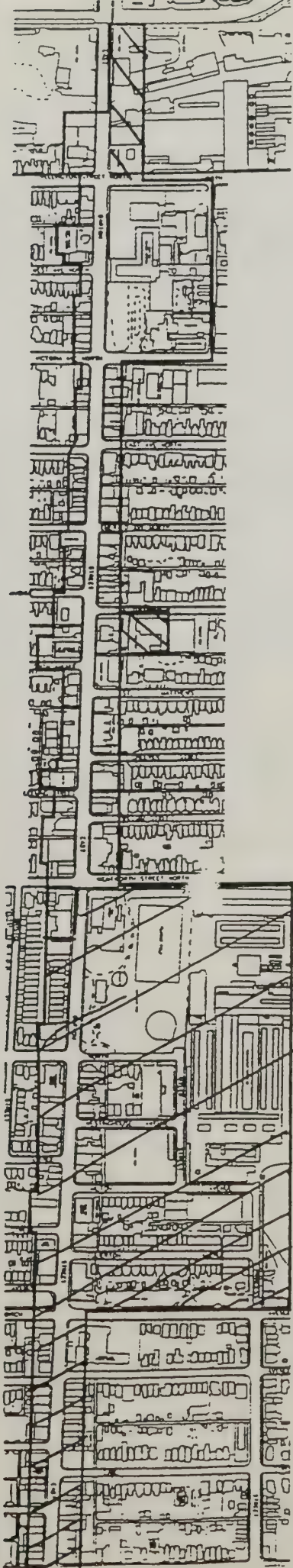
The Barton Village Community Improvement Project Area is within the Beasley, Landsdale and Gibson Neighbourhoods and is recognized as a major commercial strip. Improvements to the streetscape have been implemented by the City of Hamilton including, but not limited to, the widening of sidewalks, installation of planted medians and the installation of banners.

The visual appearance of the area could also be enhanced through the upgrading of existing building fronts and interiors. It is recognized that such improvements not only increase the attractiveness of the area, but also assist in putting forward a positive commercial image.

To encourage individual owners of buildings to renovate, loans and grants are available from the Municipality under this plan through the Barton Street Revitalization Program and the Commercial Property Improvement Loan Program in accordance with the guidelines attached as Appendix B.

BARTON GENERAL COMMUNITY IMPROVEMENT PROJECT AREA

EXPANDED BOUNDARIES



APPENDIX 'B'

**THE BARTON STREET REVITALIZATION PROJECT AND
THE COMMERCIAL PROPERTY IMPROVEMENT LOAN PROGRAM**

LOAN GUIDELINES

1. Upon receipt of a satisfactory application which meets the criteria of the loan program set out herein, loans may be made by the City for a term not exceeding ten (10) years, at an interest rate of one-half of the City's prime borrowing rate, amortized for a maximum period of ten years (open).

The interest rate shall be established at time of loan approval. Interest shall commence to run after the Interest Adjustment Date (I.A.D.) namely, the first of the month following full advancement of the loan. Repayment of loans shall be monthly but open to full repayment at any time without notice or penalty.

2. These loans are solely intended for the owners of lands within the said designated Community Improvement Project Area where the owners' lands are used for non-residential commercial purposes which, in the opinion of the City,
 - (a) are intended for the eligible improvements and expenses contemplated in the corresponding Plan.
 - (b) fulfil the objectives of the City expressed in the corresponding Plan.
 - (c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.
3. While businesses which are tenants are not, according to the Planning Act, eligible for loans and grants provided for in the Plan attached, loans to eligible property owners for improvements which will also benefit business tenants are provided for in the Plan.
4. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$15,000. in respect of the cost of eligible facade and exterior renovations to each separate location of the owner's property specially assessed or specially assessable for a levy payable to the Board of Management of the Barton Village Business Improvement Area. These loans are subject to a maximum limit of \$45,000. (3 units, \$15,000. each) for each deeded property of the owner.

- 2 -

5. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$10,000. in respect of the cost of eligible interior improvements to each separate location of the owner or of a tenant under lease from the owner, specially assessed or specially assessable for a levy payable to the Board of Management of the Barton Village Business Improvement Area, subject to,
 - (a) a loan maximum of \$30,000. for each deeded property of the owner;
 - (b) the tenant, if any, accepting in writing the proposed interior improvements.

6. Loans may be made to an owner of a non-residential property not exceeding the sum of \$5,000. in respect of the cost of eligible exterior and facade improvements and to repair deficiencies in compliance with health, safety, or property standards. This loan is at the discretion of Council where approved, may be concurrent with or in addition to the maximum permitted loans specified in sections 4 and 5. This loan shall be unsecured and not registered on title. Section 11 (b) (ii) and 11 (b) (iii) shall not apply to this loan.

Where this community improvement loan is the subject of a grant provided for in section 13 of these guidelines, the grant to the owner to pay down the principal of this loan shall not exceed \$2,500. and shall be advanced as follows:

- (a) \$1,500. as of the completion of construction as confirmed by the Building Department; and,
 - (b) \$1,000. (or the balance of the grant), one year following the first advance;
 - (c) Section 16 (a) on advancement of section 13 grants shall not apply.
7. Loans may be for the following types of improvements and their related expenses:
 - exterior building envelope;
 - major building systems, including roof, wiring, plumbing, heating;
 - interior fixtures, including partitions;
 - interior decorating, including lighting, painting, wallpaper, etc.;
 - built-in showcases, freezers, special plumbing, etc.;
 - exterior/interior signage;
 - related professional fees (architects, engineers, appraisers, lawyers, etc.) and the application fee of the greater of 1.5% of the loan or \$200.;
 - such other loan program administrative fees fixed by Council from time to time.

Loans shall be advanced only in respect of completed work which has been inspected by the City.

Loans may not be made for expenses such as chattels, (i.e. tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

8. The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department. Deficiencies shall qualify for a loan in advance of facade improvements (store fronts, aesthetics, signage etc.).
9. The owner will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.
10. A report by the Building Department (Housing and Loans Division) on each loan will be made to the Planning and Development Committee and Council for approval. The recommendation of the Board of Management of the Barton Village B.I.A. will be received in respect of the exterior improvement portion of the loan applications.
11. (a) Each borrower shall give the City a promissory note in respect of each loan; and
(b) As security for repayment of the loan made by the City, the borrower shall:
 - (i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the corporate borrower to borrow the loan and give the loan security to the City;
 - (ii) consent to a City Lien being registered on title to the property being improved in which the property owner must have at least 20% equity, after covering outstanding property encumbrances, not including the amount of the City's loan;

- 4 -

(iii) where an owner has less than 20% equity in the property being improved,

- (1) the owner may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor; and
- (2) the owner may provide the City with a guarantee from another person, provided the guarantee is secured by a mortgage on the Guarantor's property that meets the City's equity requirements and the Guarantor's lawyer prepares and certifies the guarantee and the collateral mortgage to the City, at the owner's expense, in a form satisfactory to the City Solicitor;

(iv) keep in good standing business taxes, realty taxes and B.I.A. levies.

12. Upon sale of the property improved by the loan, the loan/lien is due and payable in full to the City unless the new owner of the property meets the lending criteria and assumes the original terms and conditions of the loan.

Upon sale of a property which secures by a collateral mortgage repayment of a loan, the loan is due and payable in full to the City.

13. Repayment of loans to the City shall be monthly but open to full repayment at any time without notice or penalty.

GRANT GUIDELINES:

14. Grants may be made to recipients of loans under this Community Improvement Plan for a sum of up to 1/2 of the outstanding loan principal of such loans for the purpose of paying for the whole or any part of the cost of rehabilitating such lands and buildings in conformity with the Community Improvement Plan. Where the loan is less than \$5,000., pursuant to section 6 of these guidelines, such grant may be for a sum equal to the amount of the loan principal.
15. Grants may also be made to recipients of loans under this Community Improvement Plan to cover the cost of Building Permit fees, Committee of Adjustment Applications and/or property compliance reports payable to the City, where these costs are incurred in respect of rehabilitating such lands and buildings in conformity with the Community Improvement Plan.

16. Conditions of Grants:

- a) The following accounts of grant recipients must be in good standing, prior to payment of any grant, unless the recipient directs the City in writing to apply the grant towards the amounts owing on any such account:
 - (i) the commercial loan repayments and interest thereon;
 - (ii) realty taxes on the property being improved;
 - (iii) business taxes; and,
 - (iv) B.I.A. levy;
- b) Grants are available to recipients of loans under this Community Improvement Plan for rehabilitating their lands and buildings within the Barton Village Business Improvement Area and the said Community Improvement Project Area;
- c) The maximum grants available to an owner(s) for each deeded property of the owner(s) shall not exceed \$30,000.
- d) Grant instalments will be advanced from the City by the direct paying down of principal in a Commercial Property Improvement Loan Program borrowers' loan account in three (3) instalments, in the 15:15:20 ratio, as follows:
 - (i) 15% of the loan amount at the time of construction completion as recorded by a Building Department Inspector;
 - (ii) 15% of the original loan amount on the anniversary date of the first advance; and,
 - (iii) 20% on the anniversary date of the second advance.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 104

To Amend By-law 94-185

THE PROPERTY STANDARDS BY-LAW

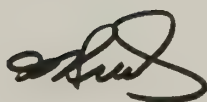
WHEREAS By-law 94-185 was enacted on November 8, 1994 to consolidate the Property Standards By-law;

AND WHEREAS Council on January 27, 1998, in adopting Section 4 of the 2nd Report of the Nominating Committee authorized the addition of a definition of "rate payer" to be added to Section 40 of By-law 94-185;

NOW THEREFORE Section 40 of By-law 94-185 is amended by adding the following subsection:

- (3) For the purposes of this Section, "rate payer" shall mean either an owner of property in Hamilton or a tenant shown on the last revised Assessment roll of a property located in Hamilton.

PASSED AND ENACTED this 31st day of March, 1998.



CLERK



MAYOR



The Corporation of the City of Hamilton

By-law No. 98- 105

To Repeal By-law No. 8131

Respecting:

THE PARKING AUTHORITY OF THE CITY OF HAMILTON

WHEREAS Section 207 of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes a Municipality to create a Municipal Parking Authority;

AND WHEREAS The Parking Authority of the City of Hamilton was created by By-law No. 8131;

AND WHEREAS Council, on March 10, 1998, in adopting Section 12 of the 7th Report of the Finance and Administration Committee, authorized that By-law No. 8131 be repealed.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 8131 is hereby repealed.
2. This By-law becomes effective on March 31, 1998.

PASSED this 31st day of March 1998.



CITY CLERK



MAYOR



BY-LAW NO. 98 - 106

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 31st DAY OF MARCH, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

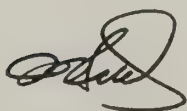
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

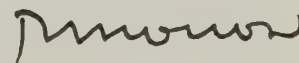
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 31st day of March 1998



CITY CLERK



MAYOR

BY-LAW NO. 98 - 107

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF APRIL, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th day of April 1998



CITY CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 108

TO SELL A CLOSED PORTION OF THE CLOSED EAST/WEST ALLEY LYING
SOUTH OF #73 EAST 19TH STREET AND THE NORTH/SOUTH ALLEY TO THE
NORTH LIMIT OF #57 EAST 19TH STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the said Alley has been closed by Judge's Order registered as LT480136 and authorized to sell by City Council in adopting Item 20 of the 2nd Report of the Transport and Environment Committee on 1998 January 27.

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

AND WHEREAS notice of the City's intention to pass this By-law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of the By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the sale of the closed portion of the Alley designated as:

Parts 1 to 18 on Plan 62R-13947.

City of Hamilton
Regional Municipality of Hamilton-Wentworth

is hereby authorized.

2. That the above mentioned lands be sold to the following abutting owners for the sum of \$2.00 each as authorized by City Council on 1998 January 27:

Part 10 Plan 62R-13947	P. Redmond and N. Redmond
Part 9 Plan 62R-13947	W. Wojcik, J. Wojcik and B. Wojcik
Part 8 Plan 62R-13947	D. McVittie and M. Bremer
Part 7 Plan 62R-13947	G. Facciuolo and I. Facciuolo
Part 6 Plan 62R-13947	D. Avolio and P. Avolio
Part 4 & 5 Plan 62R-13947	J. McIlwee and A. McIlwee
Part 3 Plan 62R-13947	C. Goritsas and T. Lindsay
Part 11 Plan 62R-13947	T. Vasilevski and M. Vasilevski
Part 12 Plan 62R-13947	C. Mancini
Part 13 Plan 62R-13947	N.D. Hunt, S. Junkin and A. Hunt
Part 14 Plan 62R-13947	D. Piotrowski

Part 15 Plan 62R-13947
Part 16 Plan 62R-13947
Part 17 Plan 62R-13947
Part 1 to 18 62R-13947
Part 2 Plan 62R-13947

R. Hussey and K. Deiter
T. Shaw
G. McDuffee and D. McDuffee
M. McDuffee
G. Kruk

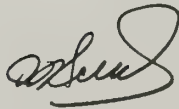
PASSED this

14th

day of

April

A.D. 1998



City Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 109

TO ALTER FERGUSON AVENUE NORTH BETWEEN KING STREET EAST
AND KING WILLIAM STREET BY NARROWING THE PAVEMENT

WHEREAS the Council of the Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

AND WHEREAS the portion of highway known as Ferguson Avenue North is a local road under the jurisdiction of The Corporation of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 21 of the 5th Report of the Transport and Environment Committee on March 10, 1998, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Ferguson Avenue North as hereinafter described;

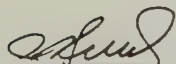
AND WHEREAS Notice of the City's intention to pass this By-law to authorize the said alteration has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the alterations be approved and carried out to Ferguson Avenue North between King Street East and King William Street, for the purpose of narrowing the travelled portion of the said street from the existing width which varies from 13.7 metres to 14.2 metres to a width of 6.25 metres, as illustrated in Schedule "A" attached hereto.
2. That the Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

PASSED this 14th day of April, 1998.


CITY CLERK


MAYOR





**FERGUSON AVE.
REVITALIZATION**

**PROPOSED CONCEPT
KING WILLIAM
TO KINS STREET**

N.T.S.

**CITY OF
MAMILLTOR**

DATE: February 8, 1976

THE CITY OF HAMILTON

BY-LAW NO. 98- 110

RESPECTING:

**THE CONSTRUCTION, MAINTENANCE, OPERATION, MANAGEMENT
AND REGULATION OF MUNICIPAL PARKING FACILITIES**

WHEREAS Sub-section 56 of Section 207 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, confers upon the councils of all municipalities the authority to acquire, establish, lay out and improve land, buildings, and structures where vehicles may be parked, and for erecting buildings or structures for, or in connection with, the parking of vehicles;

AND WHEREAS Sub-section 56 of Section 207 of the Municipal Act, as amended, further provides for the regulation, supervision and governing of the parking of vehicles on land so acquired, established, laid out and improved;

AND WHEREAS Sub-Section 57 of Section 207 of the Municipal Act, as amended, provides for the assumption, by the municipality, of the undertakings, documents, assets and liabilities of the parking authority which has ceased to exist subsequent to the repeal of the by-law establishing the said parking authority;

AND WHEREAS the Council of the Corporation of the City of Hamilton, in adopting Item 12 of the SEVENTH Report of the Finance and Administration Committee, at its meeting held on the 10th day of March, 1998, did resolve to repeal City of Hamilton By-law No. 8131 and thereby dissolve the Hamilton Parking Authority;

AND WHEREAS Paragraph (6) of Section 191 of the Municipal Act, as amended, confers upon the councils of every corporation the authority to pass by-laws providing for the use by the public of lands of which the corporation is the owner and for the regulation of such use and the protection of such lands;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 34c of the SIXTH Report of the Transport and Environment Committee, at its meeting held on the 14th day of April, 1998, did resolve to enact a By-law providing for the construction, maintenance, operation, management and regulation of municipal parking facilities;

NOW THEREFORE The Council of the City of Hamilton enacts as follows:

DEFINITIONS & INTERPRETATIONS

1. (1) In this By-law,
 - (a) "by-law enforcement officer" means any person so designated by a By-law of the City of Hamilton and includes a "parking control officer" and any officer of the City appointed for carrying out the provisions of this By-law;
 - (b) "car park" means an off-street parking facility under the jurisdiction, management, and control of the City of Hamilton and listed in Schedule 1 of this By-law;
 - (c) "city" means the Corporation of the City of Hamilton;
 - (d) "city council" means the Council of the Corporation of the City of Hamilton;
 - (e) "commissioner" means the Commissioner of Public Works and Traffic for the City of Hamilton;

- (f) "Department of Public Works and Traffic" means the Department of Public Works and Traffic of the City of Hamilton;
- (g) "dime" means a ten cent coin of lawful money of Canada or a ten-cent coin of the same approximate size, of lawful money of the United States of America;
- (h) "dollar coin" means a one hundred cent coin of lawful money of Canada or the United States of America;
- (i) "holiday" means and includes every

New Year's Day
Good Friday
Victoria Day
Canada Day
Labour Day
Thanksgiving Day
Christmas Day
Boxing Day

and any day established as a civic holiday by the City Council;

- (j) "metered car park" means a car park where the payment of fees for the use of the parking space is controlled and regulated by the use of parking meters or other mechanical or electronic equipment;
- (k) "nickel" means a five cent coin of lawful money of Canada or a five-cent coin of the same approximate size of lawful money of the United States of America;
- (l) "park" or "parking" when prohibited, means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers;
- (m) "parking fees" means the fees established by the City Council from time to time for the parking of vehicles in car parks;
- (n) "parking meter" means any automatic or other mechanical or electronic device, constructed and installed for the purpose of controlling and regulating the parking of any vehicle in an adjoining parking space by measuring the amount of time for which the payment of a fee has been made;
- (o) "parking space" means that part of a car park the use of which is designated for the purpose of parking of a single vehicle;
- (p) "police constable" means a police constable who is a member of the Hamilton-Wentworth Regional Police;
- (q) "quarter" means a twenty five cent coin of lawful money of Canada or a twenty-five cent coin of the same approximate size, of lawful money of the United States of America;
- (r) "stop" or "stopping" when prohibited, means the halting of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a constable or other police officer or of a traffic control sign or signal;

- (s) "two dollar coin" means a two hundred cent coin of lawful money of Canada;
 - (t) "valid permit" means a permit issued by the Department of Public Works and Traffic and in force for the period for which the payment of fees has been made in advance for the car park for which it was issued;
 - (u) "vehicle" includes a motor vehicle, trailer, traction engine, farm tractor, road building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include the cars of electric or steam railways running only upon rails.
- (2) In this By-law, during any period of the year when what is commonly known as Daylight Saving Time has been generally adopted in the City of Hamilton under any Act, by-law, resolution or proclamation, whether the same is effective in law or not, all references to time in this By-law shall be deemed to be references to such Daylight Saving Time.
 - (3) Should any section, sub-section, or provision of this By-law be repealed or declared by a competent Court of Law to be illegal, that said section, sub-section, or provision only shall be severed from the remainder of the By-law and the remainder shall continue to be valid and remain in force and effect.
 - (4) Schedule 1, attached to this by-law, is included in and shall be considered part of this by-law.

APPLICATION OF BY-LAW

- 2. (1) The provisions of this By-law apply to all municipal car parks listed in Schedule 1 of this By-law.
- (2) Provisions requiring payment of parking fees, and prohibitions against using parking spaces in a metered car park while no paid-for and unexpired period of time is indicated on the adjacent parking meter or other device, shall apply only on those days and during such periods of time as are indicated on the meter or by signs erected on the car park.

ENFORCEMENT

- 3. It shall be the duty of members of the Hamilton-Wentworth Regional Police and those duly appointed By-law Enforcement Officers, generally to enforce the provisions of this By-law.

SIGNS AND TRAFFIC CONTROL DEVICES

- 4. It shall be the duty of the Commissioner of Public Works and Traffic to cause to be erected and maintained all parking meters and such other devices to regulate parking, and all signs and other traffic control devices required or authorized by this By-law, or as may be deemed by the Commissioner to be desirable, as such may be required from time to time to regulate the use of any car park, or to warn or guide traffic on any car park for the safety or convenience of the public.

LIABILITY FOR LOSS OF DAMAGE

5. The Commissioner shall cause suitable signs to be erected and maintained in prominent positions in all car parks, giving notice that the parking fees are for the use of parking spaces only and the City is not responsible for loss or damage of any kind whatsoever to any vehicle or its contents, however caused.

FEES AND PERMITS

6.
 - (1) Any person utilizing a car parks listed in Schedule 1 of this By-law shall pay such fees or charges as are described in the aforesaid schedule.
 - (2) The City Council may from time to time establish, at its pleasure, such fees or charges as may be deemed necessary and appropriate for the use of any car park or any space or area within a car park.
 - (3) Notwithstanding subsection (1), the City Council reserves the right to waive or modify any fees or charges which may be applicable to the use of any car park.
 - (4) The Commissioner may cause to be issued permits authorizing the use of a car park, or an area or space within a car park, for any purpose, or exempting the permit holder from one or more of the regulations governing a car park and the fees or charges, if any, for the use of said permit shall be paid to the City at such time as is satisfactory to the Commissioner.
 - (5) Such permits as are issued under sub-section (4) remain the property of the City and may be revoked, recalled, or declared invalid and not in force or effect, at any time and without notice, by the Commissioner.

GENERAL PROHIBITIONS

7.
 - (1) Except as provided in sub-section (2), no person shall in any car park where parking meters or such other devices as are constructed and installed to regulate parking on the basis elapsed time;
 - (a) park or stop any vehicle without depositing the parking fees in the adjacent parking meter and, after the deposit of each coin, turning the handle, if any, to an extent sufficient to cause the meter to register and display the amount of time paid for;
 - (b) park or stop any vehicle in any area of any car park where pre-paid ticket machines have been provided without first purchasing a ticket by depositing coins in accordance with the prescribed parking fees and displaying the ticket in the windshield on the driver's side of the vehicle and in clear view from the exterior of the vehicle;
 - (c) park or stop any vehicle in any area of any car park where receptacles have been provided for the pre-payment of parking fees without first depositing therein the prescribed parking fees;
 - (d) leave parked or stopped at any parking space, any vehicle, at any time when no paid-for and unexpired period of time is indicated on the adjacent meter, save and except in such cases where the said parking meter is out of order or has been removed for repairs;

- (e) leave parked or stopped at any parking space, any vehicle, at any time in the instance where the adjacent parking meter is out of order, or has been removed for repairs, for a period of time in excess of the maximum allowable amount of time as is indicated upon the said parking meter, or upon such other parking meters as are located in the car park;
 - (f) deposit in any parking meter, pre-paid ticket machine, or parking fee receptacle, anything save nickels, dimes, quarters, dollar coins, or two dollar coins; or,
 - (g) open or attempt to open a parking meter unless authorized to do so.
- (2) A vehicle may be parked, left parked, or stopped, in a car park without depositing a coin or coins in an adjacent parking meter, pre-paid ticket machine or receptacle provided for the pre-payment of parking fees:
- (a) for a period of time, if any, which is paid for and unexpired as shown on the adjacent parking meter;
 - (b) where there is displayed in or upon the vehicle a valid permit issued by the Department of Public Works and Traffic for use on the car park on which the vehicle is parked;
 - (c) where a parking meter, pre-paid ticket machine, or such other device as has been installed for the acceptance of the payment of parking fees has been activated, and the prescribed fees paid, by the use of a valid credit card, debit card, or smart card, in those lots where such devices accepting payment by such methods have been approved by the Department of Public Works and Traffic; or,
 - (d) where there is displayed in or upon the vehicle and in clear view from the exterior of the vehicle, a Disabled Person Parking Permit, or such other identifying marker, issued by the Minister of Transportation, clearly identifying the vehicle as being operated by, or in the service of, or on behalf of, a physically disabled person.
- (3) No person shall in any car park;
- (a) drive, park or have any vehicle other than an ordinary passenger automobile, a motor cycle, or a commercial motor vehicle of a registered gross weight of not more than 2.5 metric tonnes, save and except that this prohibition shall not apply to a snow plough, bus or other vehicle which is present by authority of the Department of Public Works and Traffic;
 - (b) park or stop any vehicle in such a manner as to interfere with the lawful use of any parking space or any other portion of the car park;
 - (c) park any vehicle except at a designated parking space and in conformity with signs and markings;
 - (d) park or stop any vehicle in any parking space or parking area which is temporarily closed;
 - (e) throw or deposit or cause to be thrown or deposited any glass, nails, tacks or scraps of metal, or any rubbish, refuse, waste or litter;

- (f) drive any vehicle at a rate of speed greater than is consistent with the safety of persons and property in the vicinity, having regard to all the circumstances, or in any event at a rate of speed greater than ten kilometres per hour;
 - (g) drive any vehicle without due care or attention or without reasonable consideration for other persons in the car park;
 - (h) damage, deface or interfere with any equipment or other property of the municipality;
 - (i) loiter, or in any way interfere with the lawful use of the car park by any other person;
 - (j) fail to pay the parking fees when due;
 - (k) leave any vehicle parked on any car park between the hours of 3:00 a.m. and 6:00 a.m., save and except that this provision shall not apply to a vehicle in or upon which a valid permit is displayed or which has been otherwise authorized;
 - (l) park any vehicle in any area of any car park where signs have been erected prohibiting parking;
 - (m) stop any vehicle in any area of any car park where signs have been erected prohibiting stopping;
 - (n) park or stop any vehicle in any parking space or area in any car park where signs have been erected reserving such space or area for use by specific vehicles or persons;
 - (o) park or stop any vehicle in any parking space designated as a reserved Disabled Person parking space;
 - (p) play or take part in any game or sport, or ride in or upon any skateboard, coaster, skis, toy vehicle, roller-skates or similar devices;
 - (q) place, erect, install, maintain, display, or store, or cause to be placed, erected, installed, maintained, displayed, or stored, any sign, device, apparatus, object or thing without the authorization of the Commissioner;
 - (r) wash down or, except in an emergency, perform any automotive services or repairs on a vehicle; or,
 - (s) park or allow any vehicle to stand unattended, unless it is secured in such a manner as to prevent its operation by any person not authorized by the owner of the vehicle;
- (4) Without limiting the generality of paragraph (e) of sub-section 3, no person shall injure, incumber, obstruct or foul, any car park, or any area or space within or upon a car park by placing, storing, discarding, or leaving in any manner, or by causing to be placed, stored, discarded or left in any manner, any material, item, debris, marking, substance or thing in or upon the car park, or in or upon any area or space within the car park.
- (5) Every person in any car park shall comply with the instructions of an attendant in charge of the car park, a by-law enforcement officer or a police constable.

VOLUNTARY PAYMENT OF PENALTIES OUT OF COURT - TAGS

8. (1) Upon the alleged contravention of any provision of this By-law respecting parking or stopping, the police constable or parking control officer observing the same may attach to the vehicle a serially numbered parking tag bearing the licence number and a general description of the vehicle and specifying the alleged contravention.
- (2) Any person may, upon presentation of the tag to the City Treasurer, within seven days of the date of the tag, pay a penalty out of court in respect to the offense in accordance with sub-sections (4), (5), (6), (7), (8), (9) and (10).
- (3) Where a tag is not paid within seven days in accordance with sub-section (2), sub-section (1) of Section 12 shall apply.
- (4) Where any vehicle is left parked in any metered parking space for a period of time during which no paid-for and no unexpired time is indicated on the meter, the penalty for such parking;
 - (a) during the first such period or portion thereof that would otherwise be permitted if paid-for and unexpired time were indicated on the meter shall be eight dollars; and,
 - (b) during each successive period or a portion thereof that would otherwise be permitted if paid-for and unexpired time were indicated on the meter, shall be eight dollars and each succeeding period shall be a separate offense.
- (5) Where any vehicle is left parked in contravention of any of the provisions of paragraphs (a) of sub-section (1) of Section 7, the penalty for such contravention shall be eight dollars.
- (6) Where any vehicle is parked in any area on any car park where signs have been erected prohibiting parking, the penalty for such parking shall be twenty dollars.
- (7) Where any vehicle is stopped in any area on any car park where signs have been erected prohibiting stopping, the penalty for such stopping shall be fifty dollars.
- (8) Where any vehicle is left parked in contravention of any of the provisions of paragraphs (b), (c) or (e) of sub-section 1 of Section 7, the penalty shall be eight dollars; and,
 - (a) where any vehicle is left parked in contravention of the provisions of paragraph (b) of sub-section (1) of Section 7, for a period of time in excess of five hours, the leaving of such vehicle so parked is a separate offense upon the elapse of each subsequent five hour period; and,
 - (b) where any vehicle is left parked in contravention of the provisions of paragraph (c) of sub-section (1) of Section 7, for a period of time in excess of three hours, the leaving of such vehicle so parked is a separate offense upon the elapse of each subsequent three hour period.
 - (c) where any vehicle is left parked in contravention of the provisions of paragraph (e) of sub-section (1) of Section 7, for a period of time in excess of the time limit indicated on the adjoining meter or such other meters as are located within the subject car park, the leaving of such vehicle so parked is a separate offense upon the elapse of each subsequent indicated time limit.

- (9) Where a vehicle is left parked in contravention of paragraphs (a), (b), (c), (d), (k) or (n), of sub-section 3 of Section 7, the penalty shall be twenty dollars.
- (10) Where a vehicle is left parked in contravention of paragraph (o) of sub-section 3 of Section 7, the penalty shall be one hundred dollars.

AUTHORITY TO REMOVE, DISPOSE AND RECOVER COSTS

- 9. (1) Upon the discovery of any vehicle parked or left in contravention of this By-law, a police constable, or by-law enforcement officer may cause the vehicle to be moved or taken to and placed or stored in a suitable place, and all costs and charges for the removal and storage of the vehicle are a lien upon the vehicle under the provisions of the Repair and Storage Liens Act, R.S.O. 1990, c. R.25, as amended, or such successor legislation as may from time to time be enacted or come into force and effect.
- (2) Upon the discovery of any sign, device, apparatus, object or thing placed, erected, installed, maintained, displayed, stored, or otherwise left in or upon any car park, without the authorization of the Commissioner, a police constable or municipal by-law enforcement officer may, without notice, cause the sign, device, apparatus or thing to be removed from the car park and may cause it to be taken and destroyed or otherwise disposed of and all costs and charges for its removal and disposal, however incurred, may, at the discretion of the Commissioner, be recovered from the owner thereof by action.
- (3) Upon the discovery of any glass, nails, tacks or scraps of metal, or any rubbish, refuse, waste litter, marking, material, item, debris, substance or thing in or upon a car park, or in or upon any area or space within a car park, an employee of the Department of Public Works and Traffic may, without notice, cause such glass, nails, tacks or scraps of metal, rubbish, refuse, waste, litter, marking, object, material, item, debris, substance or thing to be removed from the car park and may cause it to be taken and destroyed or otherwise disposed of; and all costs and charges for its removal and disposal, however incurred, may, at the discretion of the Commissioner, be recovered from the owner thereof by action.
- (4) The City is under no obligation to store or in any manner save, preserve or maintain, any sign, device, apparatus, object, material, substance, item or any thing that is not a vehicle, that has been removed or taken from any car park.

DUTY OF TREASURER

- 10. It shall be the duty of the City Treasurer to furnish the City Auditors with duplicates of all parking tags, particulars of the disposition of all payments made, and all other necessary particulars.

COLLECTION FROM PARKING METERS

- 11. The collection of coins from parking meters in metered parking lots shall be the responsibility of the Department of Public Works and Traffic.

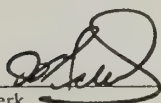
OFFENCE

12. (1) The owner of a vehicle that is parked, stopped or left standing in contravention of this By-law is guilty of an offense and is liable to such penalty as is specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, c. P.33., unless the owner proves to the satisfaction of the Court that at the time of the offence the vehicle was in the possession of another person without the owner's expressed or implied consent.
- (2) Any person who violates any other provision of this By-law is guilty of an offense and is liable to such penalty as is specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, c. P.33.

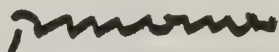
ENACTMENT

13. The short title of this By-law shall be the "Municipal Parking Facilities By-law".
14. This By-law shall come into force and effect on the day of its passing and enactment.

PASSED this 14th day of April, A.D. 1998



City Clerk



Mayor



SCHEDULE 1

<u>LOT #</u>	<u>LOCATION</u>	<u>HOURLY FEE</u>	<u>MINIMUM FEE</u>	<u>MAXIMUM FEE</u>	<u>MONTHLY FEE</u>
1	76 John Street North	\$ 1.00	\$ 0.50	\$ 2.00	\$ 40.00
2A	11 Britannia Street	\$ 0.80	\$ 0.25	NONE	\$ 31.50
2B	115 Campbell Avenue	\$ 0.80	\$ 0.25	NONE	\$ 31.50
2C	116 Campbell Avenue	\$ 0.80	\$ 0.25	NONE	\$ 31.50
4	70 Hope Avenue	\$ 0.50	\$ 0.25	NONE	\$ 31.50
5	140 King William Street	\$ 1.60	\$ 0.50	\$ 2.00	\$ 40.00
7	171 Main Street	\$ 1.10	\$ 0.50	NONE	\$ 50.00
8	293-297 King Street	\$ 1.10	\$ 0.55	\$ 4.00	\$ 50.00
	12 Jarvis Street	\$ 1.10	\$ 0.25	NONE	\$ 50.00
9A	583 Upper Wellington Street	\$ 0.50	\$ 0.25	NONE	\$ 31.50
9B	584 Upper Wellington Street	\$ 0.50	\$ 0.25	NONE	\$ 31.50
11	1457 Main Street	\$ 0.50	\$ 0.25	NONE	N/A
12A	153 Sherman Avenue	\$ 0.55	\$ 0.55	NONE	\$ 31.50
12C	90 Kinrade	\$ 0.50	\$ 0.25	NONE	\$ 31.50
13	76 James Street North	\$ 1.10	\$ 0.55	NONE	N/A
16	53 Balmoral Avenue	\$ 0.80	\$ 0.30	\$ 3.20	\$ 31.50
17	1358 Main Street East	\$ 0.50	\$ 0.25	NONE	N/A
19	Main at Ottawa	\$ 0.50	\$ 0.25	NONE	\$ 31.50
20	552 Upper James Street	\$ 0.50	\$ 0.25	NONE	\$ 31.50
21	1375 Main Street East	\$ 0.50	\$ 0.25	NONE	\$ 31.50
22	451 King Street West	\$ 0.50	\$ 0.25	NONE	\$ 31.50
29	Mary at Wilson	N/A	N/A	N/A	\$ 25.00
32	East Avenue	\$ 0.50	\$ 0.50	\$ 2.00	\$ 31.50
33	15 Brucedale Avenue	\$ 0.60	\$ 0.25	NONE	\$ 31.50
34	1503 Main Street	\$ 0.50	\$ 0.25	NONE	\$ 31.50
35	8 East 21st Street	\$ 0.50	\$ 0.25	NONE	\$ 31.50
36	22 Mulberry Street	\$ 0.80	\$ 0.60	\$ 3.20	\$ 43.70
37	80 Main Street West	\$ 2.50	\$ 1.25	\$ 7.50	\$ 96.36
	(Convention Centre) *Evening Rate	\$ 4.25	N/A	N/A	N/A
39B	299 Balmoral Avenue	\$ 0.50	\$ 0.25	NONE	\$ 31.50
39C	302 Balmoral Avenue	\$ 0.50	\$ 0.25	NONE	\$ 31.50
39D	309 Grosvenor Avenue	\$ 0.50	\$ 0.25	NONE	\$ 31.50
40	71 Main Street W. (City Hall)	\$ 1.10	\$ 0.30	NONE	\$ 45.30
42	625 Wilson Street	\$ 0.55	\$ 0.55	\$ 2.20	\$ 31.50
43	36 Newlands/268 Kenilworth	\$ 0.50	\$ 0.25	NONE	\$ 31.50
44	346 Barton Street	\$ 0.50	\$ 0.25	NONE	\$ 31.50
45	540 Barton Street East	\$ 0.50	\$ 0.25	NONE	\$ 31.50
46	14 Cheever/11 William	\$ 0.50	\$ 0.25	NONE	\$ 31.50
47	735 Barton Street East	\$ 0.50	\$ 0.50	\$ 2.00	\$ 31.50
49	167 Barton Street East	\$ 0.50	\$ 0.25	NONE	\$ 31.50
50	Cannon at Birch	N/A	N/A	N/A	\$ 18.55
56	30 Emerald Street South	\$ 0.80	\$ 0.30	NONE	\$ 31.50
62	14 Vine Street	\$ 1.00	\$ 1.00	\$ 2.50	\$ 51.30
64	168 Sherman Avenue North	\$ 0.50	\$ 0.25	NONE	\$ 31.50
66	106 Bay Street North	\$ 3.00	\$ 3.00	\$ 3.00	\$ 30.00
67	80 Queen Street	\$ 0.80	\$ 0.80	\$ 2.25	\$ 47.00
68	28 York Boulevard	\$ 2.50	\$ 1.25	\$ 5.00	\$ 69.49
69	12 York Boulevard (Parkette)	\$ 1.10	\$ 0.55	NONE	N/A
70	207-211 Hughson Street N.	\$ 0.80	\$ 0.60	\$ 3.20	\$ 31.50
71	77 Mary Street North	N/A	N/A	N/A	\$ 25.00
72	11-13 East Avenue	\$ 0.55	\$ 0.55	NONE	\$ 31.50
73	253 King William Street	\$ 0.80	\$ 0.55	NONE	\$ 40.00
74	263 King Street West	\$ 0.80	\$ 0.80	NONE	\$ 50.00
76	75 Catharine Street	\$ 0.80	\$ 0.80	\$ 2.50	\$ 40.00
78	190 King William Street	\$ 1.00	\$ 0.25	NONE	\$ 31.50
79	402 Barton Street East	\$ 0.60	\$ 0.25	NONE	\$ 31.50
80	22 Bay St.S./191 King St.W.	\$ 1.50	\$ 0.75	\$ 4.00	\$ 69.49
81	11 Ferguson Avenue North	\$ 1.00	\$ 0.25	NONE	\$ 50.80
82	294 Victoria Avenue North	\$ 2.00	\$ 0.50	\$ 6.00	N/A
	*Evening Flatt Rate (6 am - 6 pm)	\$ 2.00	N/A	N/A	N/A
	*Sat & Sun Flatt Rate	\$ 3.00	N/A	N/A	N/A
84	East side Kenilworth, North of Roxborough	\$ 0.55	\$ 0.55	\$ 2.20	\$ 31.50

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 111

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That Schedule 25 (Parking Time Limits) of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Beach North Northcote to 120 feet west 1 hr 7 am - 6 pm Mon - Fri"

2. That Schedule 34 (Permit Parking) of said By-law is hereby amended by adding thereto the following items, namely:-

"Somerset South commencing 334 feet west of Barnesdale Anytime
to a point 18 feet westerly

Paul South commencing 36 feet west of Southview Anytime"
to a point 22 feet westerly

and by deleting therefrom the following items, namely:-

"Gertrude North commencing at a point 36 feet west of the Anytime
extended west curb line of Rowanwood and
extending to a point 18 feet westerly therefrom

Francis North commencing 68 feet west of Douglas and Anytime
extending 20 feet westerly therefrom

Francis South commencing 145 feet west of Douglas and Anytime
extending 20 feet westerly therefrom

Douglas East Keith to T.H.&B. Tracks Anytime"

3. That Schedule 26 (No Parking Areas) of said By-law be amended by adding thereto the following items, namely:-

"Sanatorium	South	Garth to 110 feet easterly therefrom	Anytime
Caroga	East	Bonaventure to southerly end	Anytime
Corsica	East	Bonaparte Way to the south property line of No. 10 Corsica	Anytime
Caroline	West	commencing 24 feet south of Windsor to a point 17 feet southerly therefrom	7 am to 4 pm Monday - Friday"

and by deleting therefrom the following item, namely:-

"Caroga	West	Bonaventure to southerly end	Anytime"
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4. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 14th day of April 1998.



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 112

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That Schedule 10 (Stops at Intersections) of said By-law is hereby amended by adding thereto the following items, namely:-

"Blanshard	westbound	Poulette
Falconridge	eastbound	Upper Paradise
Fieldway	westbound	Cardinal
Avalon	westbound	Arthur
Uplands	southbound	Norwood
Cellini	northbound	Bolzano
Townmansion	eastbound	Upper Kenilworth
Racalmuto	eastbound	Upper Kenilworth"

and by deleting therefrom the following item, namely:-

"Rexford	eastbound and westbound	Alconbury"
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2. That Schedule 23 (Hamilton Street Railway Bus Stops) of said By-law is hereby amended by adding to the Outbound column thereof the following item, namely:-

"Garth, 116 feet south of the centre line of Rymal (F/S)"

3. That Schedule 29 (No Stopping Areas) of said By-law be amended by deleting therefrom the following item, namely:-

"Harrison	North	Harmony to 109 feet easterly	Anytime"
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4. That Schedule 31 (School Bus Loading Zone) of said By-law is hereby amended by adding thereto the following item, namely:-

"Columbia	West	342 feet	60 feet south of Bendamere	7:00 am - 6:00 pm	Monday to Saturday"
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and by deleting therefrom the following items, namely:-

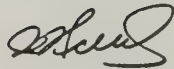
"Columbia	West	188 feet	60 feet south of Bendamere	7:00 am - 6:00 pm Monday to Saturday
Albright	North	25 feet	commencing 379 feet west of the west curb line of Mt. Albion	7:00 am - 6:00 pm Monday to Saturday"

5. That **Schedule 35 (Wheelchair Loading Zones)** of said By-law be amended by adding thereto the following item, namely:-

"Albright	North	25 feet	379 feet west of the west curb line of Mt. Albion	7:00 am - 6:00 pm Monday to Saturday"
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6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 14th day of April 1998.



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98- 113

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That By-law 89-72, as amended, is hereby further amended by adding Schedule 38 thereto, which shall describe such highways or parts of highways as are designated by Council as highways upon which motor vehicles, as a class of vehicle, are prohibited, or restricted to a single direction of travel and only upon the right hand side thereof. The aforesaid Schedule shall describe:
 - (a) In column 1, the name of the highway or part highway; and,
 - (b) In column 2, the point or location at which the regulation commences and the point or location at which the regulation concludes; and,
 - (c) In column 3, the direction or directions of travel which are prohibited, which shall correspond to the direction or directions in which the highway is laid out.
2. That Part 1 of said By-law is hereby further amended by deleting therefrom Section 2a, in its entirety, and inserting in its place the following section:-

"2a The schedules attached to this By-law, numbers 1 to 38 inclusive, are included in and shall be considered part of this By-law."
3. That Part 2 of said By-law is hereby amended by adding thereto the following section, which shall be entitled "Highways Restricted By Class Of Vehicle":-

"14. No person shall operate a motor vehicle on a highway or a part of a highway indicated in column 1, between such points or locations as are indicated in column 2 and in the direction or directions of travel as are indicated in column 3 of Schedule 38, provided suitable signs are erected and maintained and save and except that this prohibition shall not apply to any vehicle operated by:

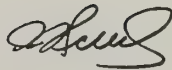
 - (a) the Hamilton-Wentworth Regional Police;

- (b) the Hamilton Fire Department;
- (c) a licensed ambulance service; or,
- (d) any vehicle, the operator of which is obeying the directions of a police officer;

in response to an emergency affecting the safety of the public."

4. That **Schedule 38 (Highways Restricted By Class of Vehicle)** of said By-law shall therein describe the following highway and prohibited direction of travel, namely:-
"Ferguson King William to King Southbound"
5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 14th day of April 1998.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 98- 114

To Adopt:

Official Plan Amendment No. 146

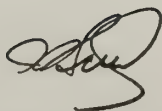
Respecting:

**LANDS LOCATED EAST OF UPPER JAMES STREET AND
NORTH OF RYMAL ROAD
WITHIN THE RYCKMAN'S NEIGHBOURHOOD**

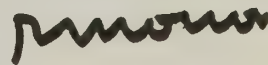
The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 146 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 14th day of April A.D. 1998



CITY CLERK



MAYOR

Amendment No. 146

to the

City of Hamilton Official Plan

The following text, together with Schedule "A"- Land Use Concept of the Official Plan, attached hereto, constitute Official Plan Amendment No. 146.

Purpose:

The purpose of this Amendment is to redesignate land in the Ryckman's Neighbourhood to permit the extension of the commercial automobile development eastward on Rymal Road.

Location:

The lands affected by this Amendment are located north of Rymal Road East and east of Upper James Street, within the Ryckman's Neighbourhood, and known municipally as No. 75 Rymal Road East.

Basis:

The basis for the redesignation is as follows:

- 1) The expansion of the commercial designation will permit a consolidated development for automobile uses; and,
- 2) The proposal is an orderly expansion of commercial development on Rymal Road East.

Actual Changes:

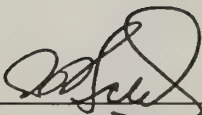
Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.

Implementation:

A Zoning By-law Amendment and Site Plan will give effect to the intended use of the subject lands.

This is Schedule "1" to By-law No. 98- 114 , passed on the 14th day of April , 1998.

**The Corporation of the
City of Hamilton**



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 98- 115

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-laws No. 86-273 and 90-306

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 55, 69 and 75 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-273 on the 1st day of October 1986 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the lands located at Municipal Nos. 55 and 59 Rymal Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(21) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 90-306 on the 30th day of October 1990 to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of lands located at Municipal No. 69 Rymal Road East and the rear part of Municipal No. 75 Rymal Road East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(21) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 146, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of Zoning By-law No. 86-273, passed on the 1st day of October 1986, is hereby deleted in its entirety.
2. Sections 2 and 3 of Zoning By-law No. 90-306, passed on the 30th day of October 1990, are hereby deleted in their entirety.
3. In all other respects, Zoning By-laws No. 86-273 and 90-306 are hereby confirmed, unchanged.
4. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,
 - (a) by changing from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District, the land comprised in Block 2,

the extent and boundaries of which is shown on a plan hereto annexed as Schedule "A".

5. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A. of Zoning By-law No. 6593, applicable to the lands comprised in Blocks 1 and 2, shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding section 14A.(1) of Zoning By-law No. 6593, only two automobile sales and leasing establishments shall be permitted, excluding automotive body and fender repairing and automobile painting shall be permitted; and,
- (b) notwithstanding section 14A.(3)(a) of Zoning By-law No. 6593, two business identification signs shall be permitted provided that the aggregate area of the two business identification signs shall not be greater than 0.1 square metre per 0.3 metre of street frontage of the lot; and,
- (c) notwithstanding section 18.(3)(ivc) of Zoning By-law No. 6593, a planting strip having a minimum width of 3.0 metres, with a visual barrier not less than 1.2 metres and not more than 2.0 metres in height, shall be provided and maintained along the northerly and easterly lot lines.

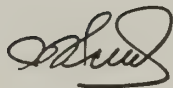
6. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 5.

7. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1398.

8. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in section 5 of this by-law, S-1398.

9. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

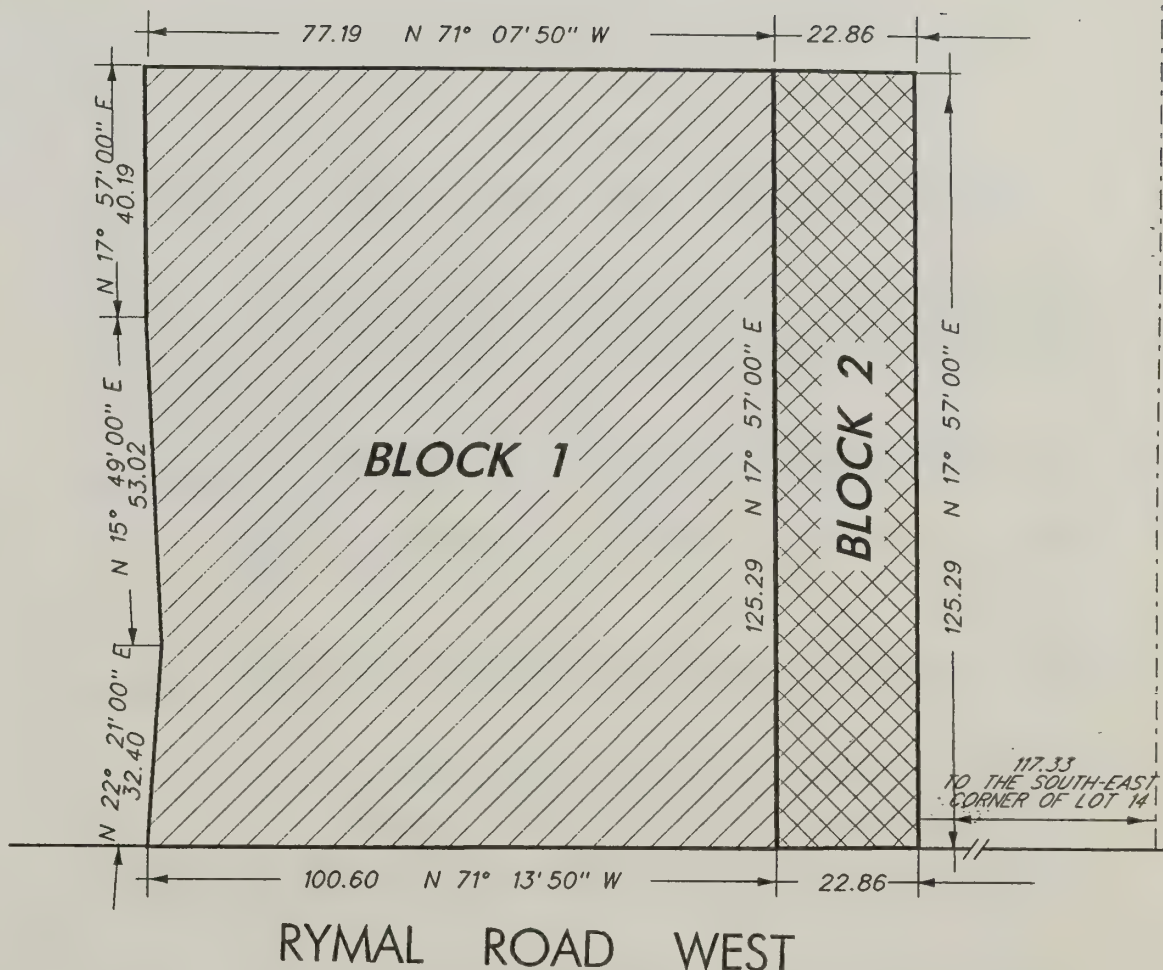
PASSED this 14th day of April A.D. 1998



CITY CLERK




MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-115
Passed the 14th day of April, 1998.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 98-115
to Amend By-Law No. 6593

Planning and Development Department

Legend

BLOCK 1

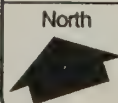


Further modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District;

BLOCK 2



Change in zoning from "AA" (Agricultural, etc.) District to "HH" (Restricted Community Shopping and Commercial, etc.) District;



North

Scale
NOT TO SCALE

Date
March 1998

Reference File No.
ZA-97-38

Drawn By
B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 116

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 30-36 MARGARET STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-12 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "DE" - 'H' (Low Density Multiple Dwellings - Holding) District, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the land referred to in section 1 shall be removed conditional upon the owner submitting a signed Record of Site Condition (RSC) to the Region of Hamilton-Wentworth and the Ontario Ministry of Environment and Energy (MOEE), to the satisfaction of the Region, including an acknowledgement of receipt of the RSC by the MOEE;

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "DE" District provisions.

3. The "DE" (Low Density Multiple Dwellings) District provisions, as contained in Section 10A of Zoning By-law No. 6593, applicable to the land comprised in Block 1, are amended to the extent only of the special requirements that,

- (a) the building existing at the time of the passing of this by-law, known municipally as 36 Margaret Street, shall provide and maintain the following setbacks:
 - (i) 0.70 metres from the easterly lot line;
 - (ii) 0.40 metres from the southerly lot line;
 - (iii) 3.50 metres from the northerly lot line;
 - (iv) 0.00 metres from the westerly lot line;

- (b) notwithstanding Section 10A.(4) of Zoning By-law No. 6593, only the following use shall be permitted:
 - (i) a multiple dwelling containing a maximum of 11 Class A dwelling units within the building existing at the time of the passing of the by-law;
- (c) Section 10A.(5) of Zoning By-law No. 6593 shall not apply;
- (d) notwithstanding Section 18A.(1)(a) of Zoning By-law No. 6593, a minimum of 11 parking spaces shall be provided and maintained;
- (e) notwithstanding Section 18A.(11) of Zoning By-law No. 6593, the boundary of every parking and manouvering area shall provide and maintain the following setbacks:
 - (i) not less than 0.50 metres from the easterly limits of Block 1;
 - (ii) not less than 0.50 metres from the northerly limits of Block 1; and,
 - (iii) not less than 0.0 metres from the westerly limits of Block 1;
- (f) notwithstanding Section 18A.(24)(b) of Zoning By-law No. 6593, a mutual access driveway having a width of not less than 3.0 metres shall be provided and maintained;
- (g) Section 18A.(1)(c) of Zoning By-law No. 6593 shall not apply; and,
- (h) Section 18A.(25) of Zoning By-law No. 6593 shall not apply.

4. The "D" (Urban Protected Residential - One and Two Family, etc.) District provisions as contained in Section 10 of Zoning By-law No. 6593, applicable to the lands comprised in Block 2, are amended to the extent only of the special requirements that,

- (a) the semi-detached two family dwelling existing at the time of the passing of this by-law, known municipally as 30 and 32 Margaret Street, shall provide and maintain the following setbacks:
 - (i) 2.70 metres from the easterly lot line;
 - (ii) 1.15 metres from the southerly lot line;
 - (iii) 1.45 metres from the northerly lot line;
 - (iv) 7.50 metres from the westerly lot line;
- (b) notwithstanding Section 10.(4)(ii) of Zoning By-law No. 6593, for a two family dwelling a lot width of at least 14.7 metres and an area of at least 300.0 square metres shall be provided and maintained;
- (c) Section 18A.(1)(a) of Zoning By-law No. 6593, shall not apply for the existing semi-detached two family dwelling existing at the time of the passing of this by-law, known municipally as 30 and 32 Margaret Street.

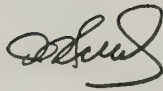
5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE" and "D" Districts, subject to the special requirements referred to in sections 3 and 4.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1402.

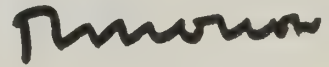
7. Sheet No. W-12 of the District Maps is amended by marking the lands referred to in sections 3 and 4 of this by-law, S-1402.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 14th day of April A.D. 1998

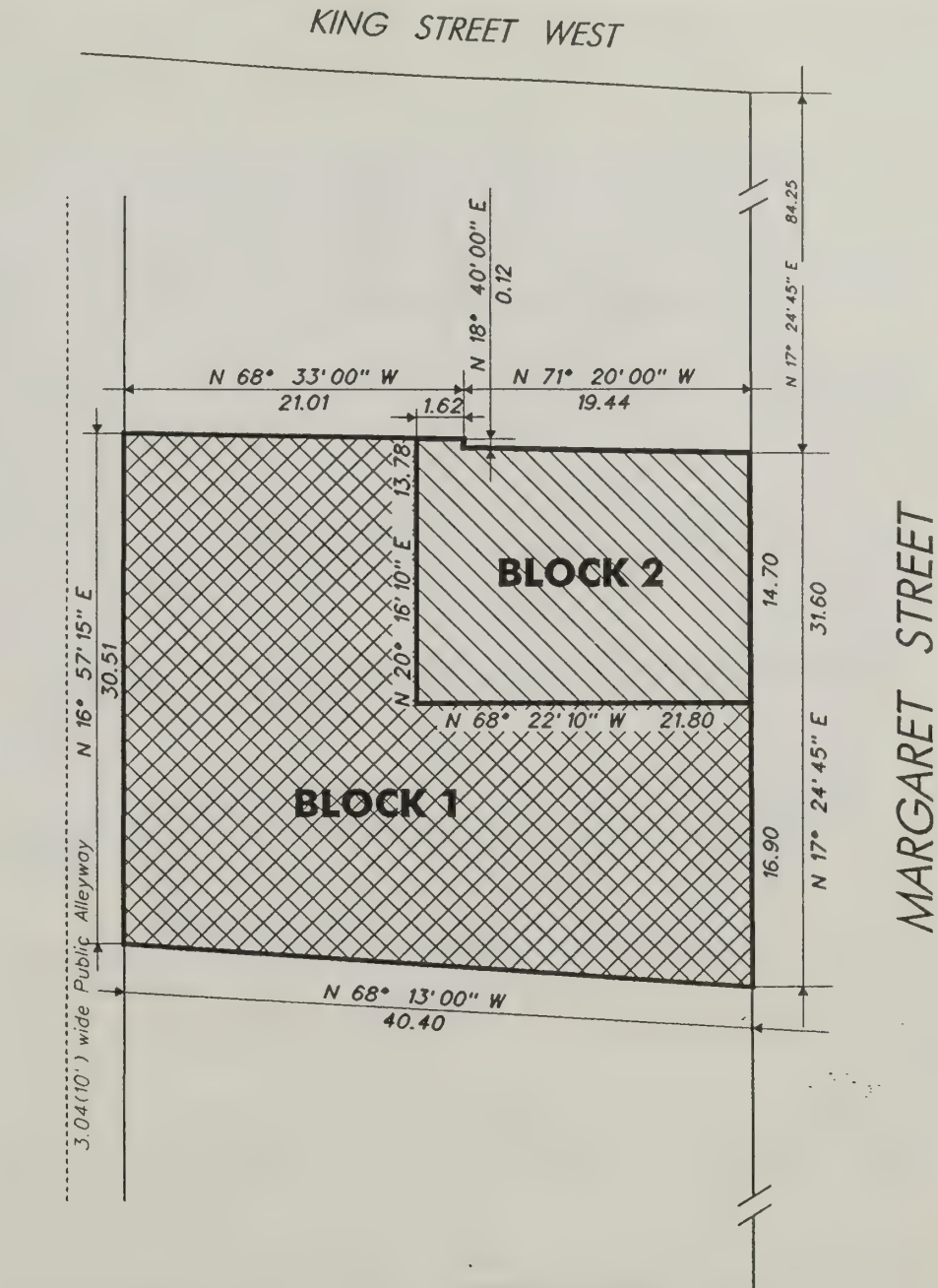


CITY CLERK



MAYOR

(1998) 6 R.P.D.C. 6, March 31
Ontario Pride Construction Ltd., Owner
ZAC-98-07



NOTE: All dimensions are in metres

MAIN STREET WEST

This is Schedule "A" to By-Law No. 98-116
 Passed the 14th day of April, 1998.

[Signature]
 Clerk

[Signature]
 Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
 By-Law No. 98-116

to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

BLOCK 1 "D" (Urban Protected Residential - One and Two Family, etc.) to "DE"-H' (Low Density Multiple Dwellings-Holding) District

BLOCK 2 Modification to the established "D" (Urban Protected Residential - One and Two Family, etc.) District

North



Scale
 NOT TO SCALE

Date
 April 1998

Reference File No.
 ZAC-98-07

Drawn By
 B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 117

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-law No. 88-145
and To Repeal Zoning By-law No. 94-041

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 867 UPPER PARADISE ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-145 on the 31st day of May 1988 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the lands located at Municipal Nos. 863 and 867 Upper Paradise Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 94-041 on the 8th day of March 1994 to amend Zoning By-law No. 88-145, in accordance with the Ontario Municipal Decision (File No. R880439), dated the 25th day of August 1989;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 5th Report of the Planning and Development Committee at its meeting held on the 10th day of March 1998, recommended that Zoning By-law No. 6593, as amended by By-law No. 88-145, be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law, and that By-law No. 94-041 be repealed in its entirety;

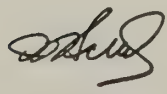
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

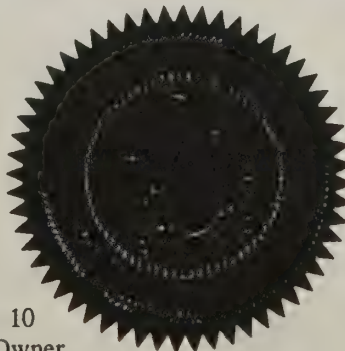
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 94-041, passed on the 8th day of March 1994, is hereby repealed in its entirety.
2. Subsections 2.(a), 2.(b) and 2.(c) of Zoning By-law No. 88-145, passed on the 31st day of May 1988, are hereby deleted in their entirety.

3. In all other respects, By-law No. 88-145 is hereby confirmed, unchanged.
4. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A. of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,
- (a) notwithstanding Section 14A.(1) of Zoning By-law No. 6593, only a business or professional person's office having a total gross floor area of not more than 230 square metres (2,475 square feet) shall be permitted; and,
 - (b) notwithstanding Section 14A.(2) of Zoning By-law No. 6593, no building shall exceed one storey, and no structure shall exceed 8.0 metres in height; and,
 - (c) notwithstanding Section 18A.(1)(a) of Zoning By-law No. 6593, a minimum of 12 parking spaces shall be provided and maintained; and,
 - (d) a landscaped area not less than 6.0 metres in width and a visual barrier not less than 1.2 metres and not more than 2.0 metres in height shall be provided and maintained along the rear lot line; and,
 - (e) a visual barrier not less than 1.2 metres and not more than 2.0 metres in height shall be provided and maintained along the northerly lot line, except no visual barrier shall be situated less than 3.0 metres in distance from the front lot line; and,
 - (f) a landscaped area not less than 3.0 metres in width shall be provided and maintained along the front lot line, except the area used for the access driveway.
5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 4.
6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1074b.
7. Sheet No. W-27C of the District Maps is amended by marking the lands referred to in section 4 of this by-law, S-1074b.
8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

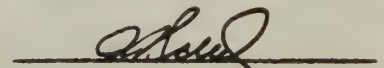
PASSED this 14th day of April A.D. 1998

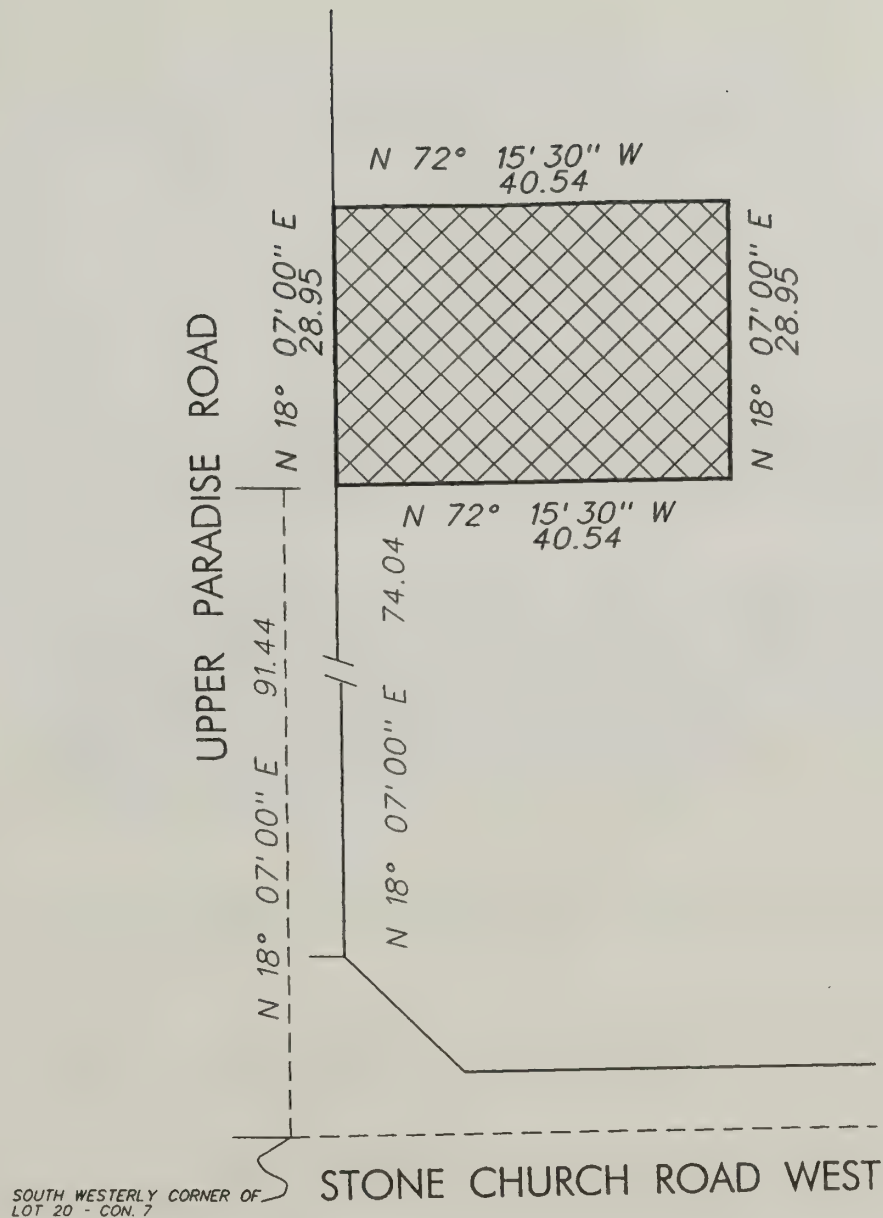

CITY CLERK




MAYOR

CERTIFIED A TRUE COPY


CITY CLERK



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-117
 Passed the 14th day of April, 1998.

[Signature]
 Clerk

[Signature]
 Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
 By-Law No. 98-117

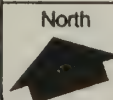
to Amend By-Law No. 6593

Planning and Development Department

Legend



Further modification to the established
 "HH" (Restricted Community Shopping
 and Commercial) District Modified.



Scale
 NOT TO SCALE

Date
 MARCH 1998

Reference File No.
 ZA-88-01

Drawn By
 B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 118

To Amend:

By-law No. 87-308

As Amended by By-laws No. 92-079 and 98-074

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE BARTON VILLAGE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", (now known as the "Barton Village Business Improvement Area"), more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

AND WHEREAS By-law No. 92-079, passed on the 20th day of March 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 87-308;

AND WHEREAS By-law No. 98-074, passed on the 24th day of February 1998, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 98-074;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 11 of the 6th Report of the Planning and Development Committee on the 31st day of March 1998, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

Alderman B. Morelli
Alderman D. Haining

2. Schedule "B" referred to in clause 2.(b) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

D. Boukhers
J. Hendry
T. Franceour
S. Manners
J. Hilger
J. Howard
P. Nusca
M. Tollis
N. LaSala
R. Palmese
K. Cody
P. Springer

Farah's Foodmart
Hendry's Family Shoes
Mugsy's Place
Westinghouse Canada Inc.
Ways to Wisdom
Econ-o-wash Laundry
Nusca Custom Tailors Ltd.
Riviera Banquet Centre
Nick's Auto Service
Palmese Photodesign Group Inc.
Orthopaedic Services

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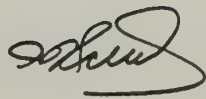
3. By-law No. 98-074 is hereby repealed in its entirety.

4. In all other respects, By-law No. 87-308, as amended, is hereby confirmed, unchanged.

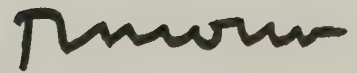
PASSED this 14th day of

April

A.D. 1998



CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98- 119

To Amend:

By-law No. 86-98

As Amended by By-laws No. 92-074 and 98-047

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF
THE WESTDALE BUSINESS IMPROVEMENT AREA**

WHEREAS By-law No. 86-98, passed on the 11th day of March 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 86-30, passed on the 10th day of December 1985, known as the "Westdale Business Improvement Area", more particularly described in By-law No. 86-30, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

AND WHEREAS By-law No. 92-074, passed on the 10th day of March 1992, varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-98;

AND WHEREAS By-law No. 98-047, passed on the 27th day of January 1998 varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 98-047;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 12 of the 6th Report of the Planning and Development Committee at its meeting held on the 31st day of March 1998, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 86-98, as amended, is repealed and the following substituted therefor:

Alderman M. Kiss
Alderman M. Caplan

2. Schedule "B" referred to in clause 2.(b) of By-law No. 86-98, as amended, is repealed and the following substituted therefor:

L. Secord	Canada Trust
M. B. Ledden	Judy Marsales Real Estate Ltd.
D. Simpson	Simpson, Watson & Vujnovic, Lawyers
G. Ditner	Cottage Florist
S. Snider	The Picture Frame
J. Mouskos	New Village Restaurant
D. Thorne	Truth
R. Lahie	Jack Carruth Shoes

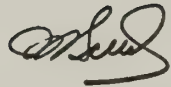
3. By-law No. 98-047 is hereby repealed in its entirety.

4. In all other respects, By-law No. 86-98, as amended, is hereby confirmed, unchanged.

PASSED this 14th day of

April

A.D. 1998



CITY CLERK



MAYOR

(1998) 6 R.P.D.C. 12, March 31

The Corporation of the City of Hamilton

BY-LAW NO. 98- 120

To Adopt:

THE DOWNTOWN HAMILTON B.I.A. COMMUNITY IMPROVEMENT PLAN

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 94-186 on the 8th day of November 1994, (pursuant to subsection 28(2) of the Planning Act, R.S.O. 1990, Chapter P.13), to designate the area shown on Schedule "A-1" thereto as the Downtown Hamilton B.I.A. Community Improvement Project Area;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 95-12 on the 13th day of December 1994 to adopt a community improvement plan for the said Community Improvement Project Area;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 96-035 on the 12th day of March 1996 to authorize revisions to a number of Community Improvement Plans, including that created by By-law No. 95-12;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-040 on the 27th day of January 1998 to expand the Downtown Hamilton Community Improvement Project Area described in Schedule "A" and shown as Area A and Area B on Schedule "B" thereto;

AND WHEREAS it is intended to adopt a community improvement plan for the expanded Downtown Hamilton B.I.A. Community Improvement Project Area in accordance with subsection 28(4) of the said Act.

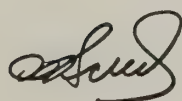
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Downtown Hamilton B.I.A. Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted as the community improvement plan for the expanded Downtown Hamilton B.I.A. Community Improvement Project Area.
2. It is hereby authorized and directed that the approval of the Community Improvement Plan referred to in section 1 shall include approval for the doing of all things for the purpose thereof.
3. This by-law comes into force and effect on the date of its approval by the Minister of Municipal Affairs.

PASSED this 14th day of

April

A.D. 1998



CITY CLERK




MAYOR

SCHEDULE "A"

To By-law No. 98- 120

**THE DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA'S
COMMUNITY IMPROVEMENT PLAN
FOR THE EXPANDED AREA OF THE
DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA'S
COMMUNITY IMPROVEMENT PROJECT AREA**

1998 February

**THE DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA'S
COMMUNITY IMPROVEMENT PLAN
FOR THE EXPANDED AREA OF THE DOWNTOWN HAMILTON
BUSINESS IMPROVEMENT AREA'S
COMMUNITY IMPROVEMENT PROJECT AREA**

PREFACE:

The Downtown Hamilton Business Improvement Area's Community Improvement Project Area was originally designated by By-law 94-186. The Area was subsequently expanded by By-law 98-040. The geographic areas delineated by both By-laws 94-186 and 98-040 are the subject of a Community Improvement Plan passed 1994 December 13.

By-law 98-040 has further enlarged the geographic area of the Downtown Hamilton Business Improvement Area's Community Improvement Project Area.

PURPOSE:

This Community Improvement Plan is intended to apply to the expanded geographic area of the Downtown Hamilton Business Improvement Area's Community Improvement Project Area as set out in By-law 98-040 and is more particularly shown on Appendix A.

Rather than being focused on large scale redevelopment, this Community Improvement Plan focuses on rehabilitation and the updating of existing facades and interiors.

This Community Improvement Plan does not replace the existing Community Improvement Plan for the geographic areas delineated by both By-laws 94-186 and 98-040.

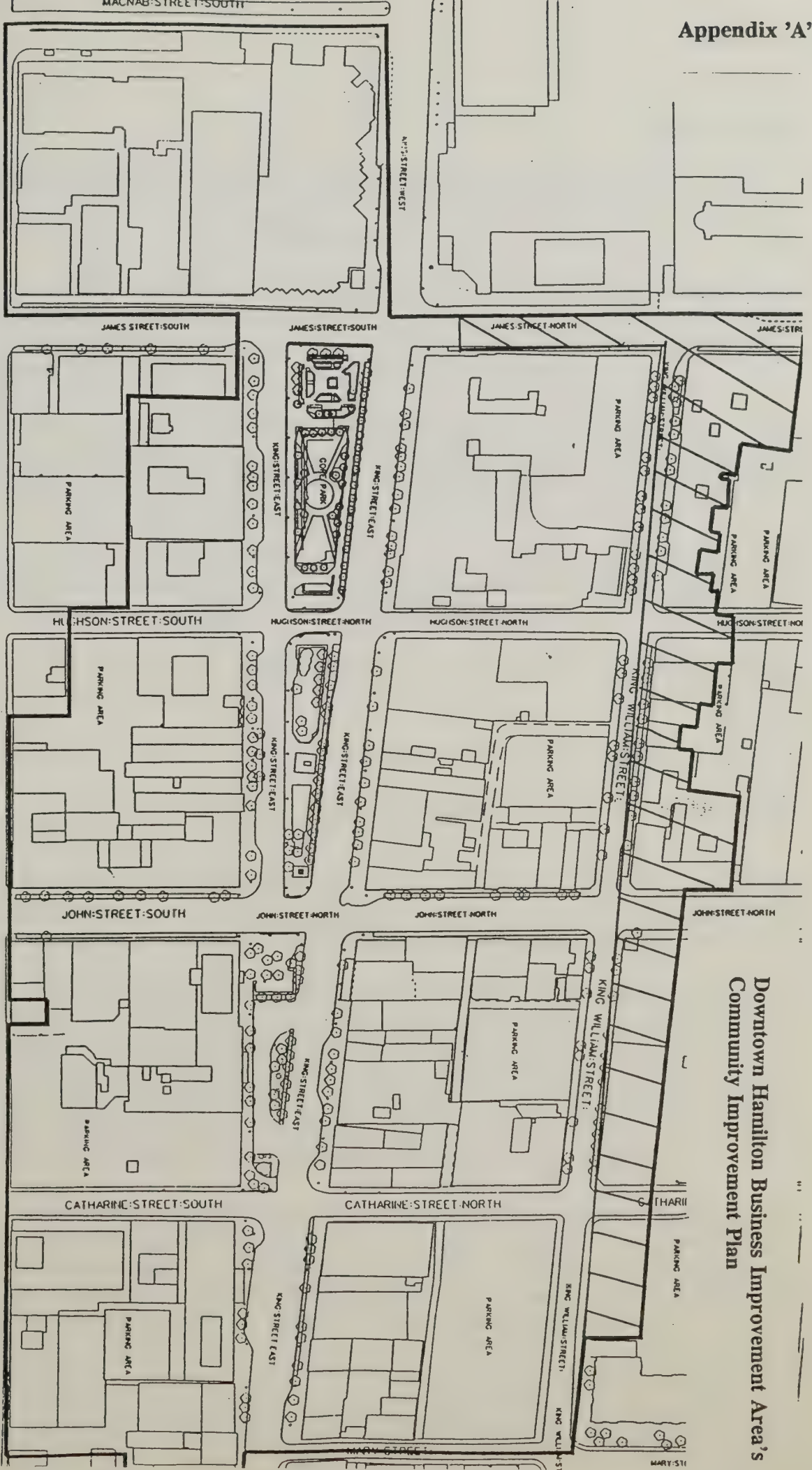
ASSISTANCE FOR THE EXPANDED AREA:

The area encompassed within the Downtown Hamilton Business Improvement Area's Community Improvement Project Area falls within the Central Policy Area as per the City of Hamilton's Official Plan. Accordingly it is promoted as a multi-use node by creating an attractive environment in which to live, work, do business shop or visit. Improvements to the streetscape have been implemented by the City of Hamilton including, but not limited to, improved lighting, installation of benches, urban braille, ground level planting.

The visual appearance of the area could also be enhanced through the upgrading of existing building fronts and interiors. It is recognized that such improvements not only increase the attractiveness of the area, but also assist in putting forward a positive commercial image.

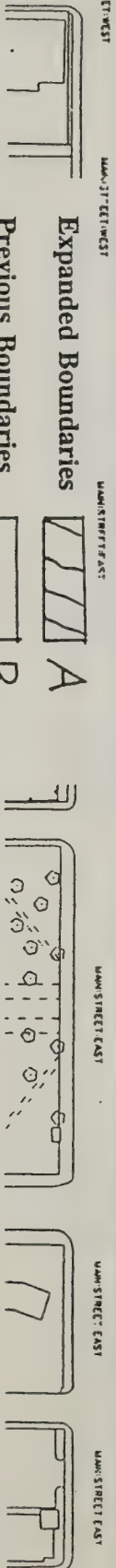
To encourage individual owners of buildings to renovate, loans are available from the Municipality under this plan through the Commercial Property Improvement Loan Program in accordance with the guidelines attached as Appendix B.

Downtown Hamilton Business Improvement Area's Community Improvement Plan



Expanded Boundaries
Previous Boundaries
(CIPA)

A
B



APPENDIX 'B'

COMMERCIAL PROPERTY IMPROVEMENT LOAN PROGRAM

GUIDELINES

1. Upon receipt of a satisfactory application which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at an interest rate of one-half of the City's prime borrowing rate, amortized for a maximum period of ten years.

The interest rate shall be established at time of loan approval. Interest shall commence to run after the Interest Adjustment Date (I.A.D.) namely, the first of the month following full advancement of the loan. Repayment of loans shall be monthly but open to full repayment at any time without notice or penalty.

2. These loans are solely intended for the owners of lands within the said designated Community Improvement Project Area where the owners' lands are used for non-residential commercial purposes which, in the opinion of the City,
 - (a) are intended for the eligible improvements and expenses contemplated in the corresponding Plan.
 - (b) fulfil the objectives of the City expressed in the corresponding Plan.
 - (c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.
3. While businesses which are tenants are not, according to the Planning Act, eligible for loans provided for in the Plan attached, loans to eligible property owners for improvements which will also benefit business tenants are provided for in the Plan.
4. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$15,000. in respect of the cost of eligible facade and exterior renovations to each separate location of the owner's property specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area. These loans are subject to a maximum limit of \$45,000. (3 units, \$15,000. each) for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s).
5. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$10,000. in respect of the cost of eligible interior improvements to each separate location of the owner or of a tenant under lease from the owner, specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area, subject to,

- 2 -

- (a) a loan maximum of \$30,000. for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s); and,
- (b) the tenant, if any, accepting in writing the proposed interior improvements.

6. Loans may be for the following types of improvements and their related expenses:

- exterior building envelope;
- major building systems, including roof, wiring, plumbing, heating;
- interior fixtures, including partitions;
- interior decorating, including lighting, painting, wallpaper, etc.;
- built-in showcases, freezers, special plumbing, etc.;
- exterior/interior signage;
- related professional fees (architects, engineers, appraisers, lawyers, etc.) and the application fee of the greater of 1.5% of the loan or \$200.;
- such other loan program administrative fees fixed by Council from time to time.

Loans shall be advanced only in respect of completed work which has been inspected by the City.

Loans may not be made for expenses such as chattels, (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

- 7. The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department. Deficiencies shall qualify for a loan in advance of facade improvements (store fronts, aesthetics, signage etc.).
- 8. The owner will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.
- 9. A report by the Building Department (Housing and Loans Division) on each loan will be made to the Planning and Development Committee and Council for approval. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of the loan applications.
- 10. (a) Each borrower shall give the City a promissory note in respect of each loan; and

- 3 -

(b) As security for repayment of the loan made by the City, the borrower shall:

(i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the corporate borrower to borrow the loan and give the loan security to the City;

(ii) consent to a City Lien being registered on title to the property being improved in which the property owner must have at least 20% equity, after covering outstanding property encumbrances, not including the amount of the City's loan;

(iii) where an owner has less than 20% equity in the property being improved,

(1) the owner may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor; and

(2) the owner may provide the City with a guarantee from another person, provided the guarantee is secured by a mortgage on the Guarantor's property that meets the City's equity requirements and the Guarantor's lawyer prepares and certifies the guarantee and the collateral mortgage to the City, at the owner's expense, in a form satisfactory to the City Solicitor;

(iv) keep in good standing business taxes, realty taxes and B.I.A. levies.

11. Upon sale of the property improved by the loan, the loan/lien is due and payable in full to the City unless the new owner of the property meets the lending criteria and assumes the original terms and conditions of the loan.

Upon sale of a property which secures by a collateral mortgage repayment of a loan, the loan is due and payable in full to the City.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 121

To Adopt:

THE MAIN STREET WEST COMMUNITY IMPROVEMENT PLAN

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 90-270 on the 25th day of September 1990, (pursuant to subsection 28(2) of the Planning Act, 1983), to designate the area described in Schedule "A" and shown on Schedule "B" thereto as the Main Street West Community Improvement Project Area;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 90-299 on the 30th day of October 1990 to adopt a community improvement plan for the said Community Improvement Project Area;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 96-035 on the 12th day of March 1996 to authorize revisions to a number of Community Improvement Plans, including that created by By-law No. 90-299;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-039 on the 27th day of January 1998 to expand the Main Street West Community Improvement Project Area described in Schedule "A" and shown as Area A and Area B on Schedule "B" thereto;

AND WHEREAS it is intended to adopt a community improvement plan for the expanded Main Street West Community Improvement Project Area in accordance with subsection 28(4) of the Planning Act, R.S.O. 1990, Chapter P.13.

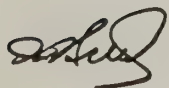
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Main Street West Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted as the community improvement plan for the expanded Main Street West Community Improvement Project Area.
2. It is hereby authorized and directed that the approval of the Community Improvement Plan referred to in section 1 shall include approval for the doing of all things for the purpose thereof.
3. This by-law comes into force and effect on the date of its approval by the Minister of Municipal Affairs.

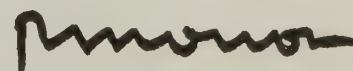
PASSED this 14th day of

April

A.D. 1998



CITY CLERK

MAYOR

SCHEDULE "A"
To By-law No. 98- 121

**THE MAIN STREET WEST
COMMUNITY IMPROVEMENT PLAN
FOR THE EXPANDED AREA OF THE
MAIN STREET WEST COMMUNITY IMPROVEMENT PROJECT AREA**

1998 February

**THE MAIN STREET WEST
COMMUNITY IMPROVEMENT PLAN
FOR THE EXPANDED AREA OF THE
MAIN STREET WEST
COMMUNITY IMPROVEMENT PROJECT AREA**

PREFACE:

The Main Street West Community Improvement Project Area was originally designated by By-law 90-270. The Area was subsequently expanded by By-law 98-039.

The geographic areas delineated by both By-laws 90-270 and 98-039 are the subject of a Community Improvement Plan passed 1990 October 30.

By-law 98-039 has further enlarged the geographic area of the Main Street West Community Improvement Project Area.

PURPOSE:

This Community Improvement Plan is intended to apply to the expanded geographic area of the Main Street West Community Improvement Project Area as set out in By-law 98-039 and is more particularly shown on Appendix A.

Rather than being focused on large scale redevelopment, this Community Improvement Plan focuses on rehabilitation and the updating of existing facades and interiors.

This Community Improvement Plan does not replace the existing Community Improvement Plan for the geographic areas delineated by both By-laws 90-270 and 98-039.

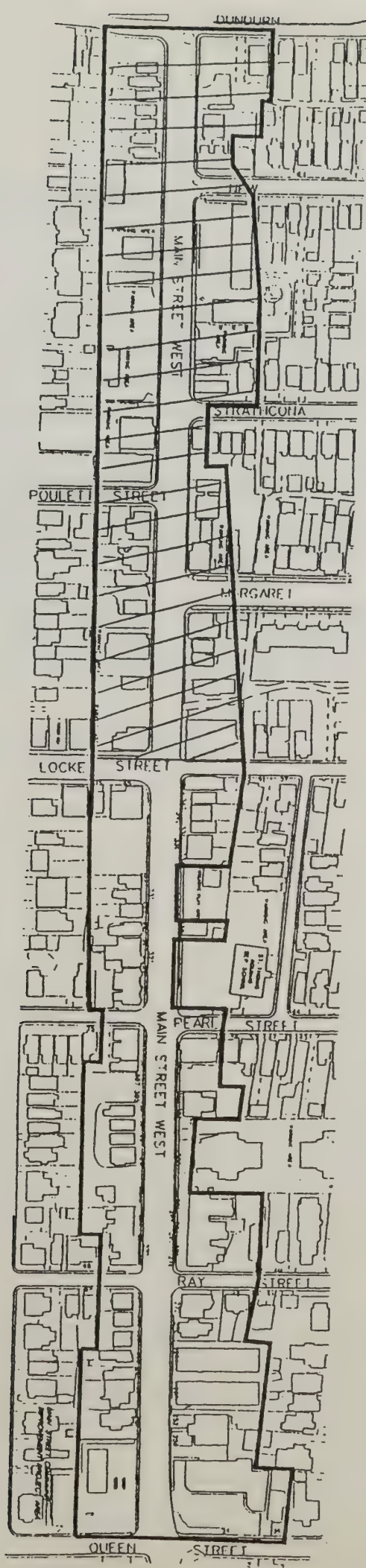
ASSISTANCE FOR THE EXPANDED AREA:

Main Street West is a major commercial strip within the Kirkendall North Neighbourhood. Improvements to the streetscape have been implemented by the City of Hamilton including, but not limited to, the reconstruction of sidewalks and roadways and the installation of banners and streetblades.

The visual appearance of the area could also be enhanced through the upgrading of existing building fronts and interiors. It is recognized that such improvements not only increase the attractiveness of the area, but also assist in putting forward a positive commercial image.

To encourage individual owners of buildings to renovate, loans are available from the Municipality under this plan through the Commercial Property Improvement Loan Program in accordance with the guidelines attached as Appendix B.

MAIN STREET WEST COMMUNITY IMPROVEMENT PROJECT AREA



- Expanded Boundaries
- Previous Boundaries (CIPA)
- A
- B

APPENDIX 'B'

COMMERCIAL PROPERTY IMPROVEMENT LOAN PROGRAM

GUIDELINES

1. Upon receipt of a satisfactory application which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at an interest rate of one-half of the City's prime borrowing rate, amortized for a maximum period of ten years.

The interest rate shall be established at time of loan approval. Interest shall commence to run after the Interest Adjustment Date (I.A.D.) namely, the first of the month following full advancement of the loan. Repayment of loans shall be monthly but open to full repayment at any time without notice or penalty.

2. These loans are solely intended for the owners of lands within the said designated Community Improvement Project Area where the owners' lands are used for non-residential commercial purposes which, in the opinion of the City,
 - (a) are intended for the eligible improvements and expenses contemplated in the corresponding Plan.
 - (b) fulfil the objectives of the City expressed in the corresponding Plan.
 - (c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.
3. While businesses which are tenants are not, according to the Planning Act, eligible for loans provided for in the Plan attached, loans to eligible property owners for improvements which will also benefit business tenants are provided for in the Plan.
4. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$15,000. in respect of the cost of eligible facade and exterior renovations to each separate location of the owner's property specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area. These loans are subject to a maximum limit of \$45,000. (3 units, \$15,000. each) for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s).
5. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$10,000. in respect of the cost of eligible interior improvements to each separate location of the owner or of a tenant under lease from the owner, specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area, subject to,

- 2 -

- (a) a loan maximum of \$30,000. for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s); and,
- (b) the tenant, if any, accepting in writing the proposed interior improvements.

6. Loans may be for the following types of improvements and their related expenses:

- exterior building envelope;
- major building systems, including roof, wiring, plumbing, heating;
- interior fixtures, including partitions;
- interior decorating, including lighting, painting, wallpaper, etc.;
- built-in showcases, freezers, special plumbing, etc.;
- exterior/interior signage;
- related professional fees (architects, engineers, appraisers, lawyers, etc.) and the application fee of the greater of 1.5% of the loan or \$200.;
- such other loan program administrative fees fixed by Council from time to time.

Loans shall be advanced only in respect of completed work which has been inspected by the City.

Loans may not be made for expenses such as chattels, (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

- 7. The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department. Deficiencies shall qualify for a loan in advance of facade improvements (store fronts, aesthetics, signage etc.).
- 8. The owner will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.
- 9. A report by the Building Department (Housing and Loans Division) on each loan will be made to the Planning and Development Committee and Council for approval. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of the loan applications.
- 10. (a) Each borrower shall give the City a promissory note in respect of each loan; and

- 3 -

(b) As security for repayment of the loan made by the City, the borrower shall:

(i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the corporate borrower to borrow the loan and give the loan security to the City;

(ii) consent to a City Lien being registered on title to the property being improved in which the property owner must have at least 20% equity, after covering outstanding property encumbrances, not including the amount of the City's loan;

(iii) where an owner has less than 20% equity in the property being improved,

(1) the owner may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor; and

(2) the owner may provide the City with a guarantee from another person, provided the guarantee is secured by a mortgage on the Guarantor's property that meets the City's equity requirements and the Guarantor's lawyer prepares and certifies the guarantee and the collateral mortgage to the City, at the owner's expense, in a form satisfactory to the City Solicitor;

(iv) keep in good standing business taxes, realty taxes and B.I.A. levies.

11. Upon sale of the property improved by the loan, the loan/lien is due and payable in full to the City unless the new owner of the property meets the lending criteria and assumes the original terms and conditions of the loan.

Upon sale of a property which secures by a collateral mortgage repayment of a loan, the loan is due and payable in full to the City.

The Corporation of the City of Hamilton

BY-LAW NO. 98- 122

To Amend:

By-law No. 97-140

Respecting:

THE DOWNTOWN HAMILTON COMMUNITY IMPROVEMENT PLAN

WHEREAS By-law No. 97-140 was enacted on June 24, 1997 under Section 35 of the Planning Act to adopt the Downtown Hamilton Community Improvement Plan;

AND WHEREAS the Plan was approved by the Minister of Municipal Affairs and Housing on July 22, 1997;

AND WHEREAS the Planning and Development Committee held a public hearing on a proposed amendment to the Downtown Hamilton Community Improvement Plan, on March 25, 1998;

AND WHEREAS Council, on March 31, 1998, in adopting Section 4 of the 5th Report of the Planning and Development Committee, authorized an amendment to the Downtown Hamilton Community Improvement Plan;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 4 of Schedule "A" to By-law No. 97-140 is amended by deleting paragraph e) and replacing it as follows:

"4.e) to promote the continued development of the Downtown as a primary business office, cultural, family entertainment, and administrative centre for the City and the Region."

2. Schedule "A" to By-law No. 97-140 is amended by the addition of the following Section:

"5.1 REGENERATION STRATEGIES

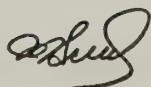
- a) municipal land acquisition for the purposes of redevelopment of lands within the Community Improvement Project Area;
- b) disposition, including sale, lease, or otherwise, of municipal land within the Community Improvement Project Area for the purpose of achieving the goals and objectives of this Plan;
- c) soliciting interest and participation from private or public/private development corporations for redevelopment opportunities for municipal

and non-municipal land or land disposition including sale, lease, or other wise, which may include the following methods: requests for proposals, expressions of interest, requests for qualifications;

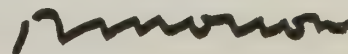
- d) the criteria to guide decisions with regard to redevelopment within the Community Improvement Project Area in order to achieve the goals and objectives of this plan shall include, but not be limited to the following:
- i) improvement of downtown Hamilton as the primary business, office, cultural, entertainment, and administrative centre for the City and the Region;
 - ii) improvement of the streetscape, provision of a street presence, and street level pedestrian focus for redevelopment;
 - iii) contribution to the economic growth of downtown Hamilton;
 - iv) securing of appropriate businesses to be located in Downtown Hamilton to contribute to the economic viability of the area;
 - v) municipal financial risk and exposure to loss are minimized;
 - vi) securing of appropriate businesses to be located in Downtown Hamilton to contribute to the economic viability of the area;
- e) the City may provide relief from fees, levies, and charges associated with redevelopment;
- f) other strategies consistent with the goals and objectives of this Plan."

3. This By-law comes into effect on the date of approval by the Minister of Municipal Affairs and Housing.

PASSED this 14th day of April, 1998.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 98- 123

To Amend:

Zoning By-law No. 6593
As Amended By Zoning By-law No. 97-195

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 100 LOCKE STREET SOUTH

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 97-195 on the 30th day of September, 1997 to rezone the subject lands from "H" (Community Shopping and Commercial, etc.) District to "DE-3"- 'H' (Multiple Dwellings - Holding) District, modified, and to establish special requirements with respect to the lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which By-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS Section 2 of By-law No. 97-195 prohibits the development of the lands until such time as the applicant/owner submits and receives approval of "A Record of Site Condition", to the satisfaction of the Regional Environment Department and the Ministry of Environment, then the 'H' symbol will be removed by amendment to By-law No. 97-195;

AND WHEREAS approval of a Record of Site Condition, as deemed necessary, by the Regional Environment Department and the Ministry of the Environment has been completed to their satisfaction.

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

AND WHEREAS City Council in adopting Item 6 of the 7th Report of the Planning and Development Committee at its meeting held on the 14th day of April, 1998 directed that By-law No. 97-195 be amended to remove the 'H' (Holding) symbol in respect of the subject lands.

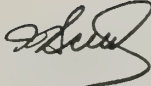
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 97-195, passed on the 30th day of September, 1997, to the "DE-3"- 'H' (Multiple Dwellings - Holding) District, modified, designation for the subject lands, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 97-195 and forming part thereof is hereby removed, and the development of the lands may proceed in accordance with the "DE-3" (Multiple Dwellings) District, modified provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 3. of By-law No. 97-195.

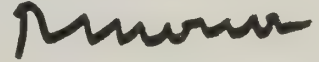
2. Sheet No. W-13 of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1. of By-law No. 97-195, are further amended by changing from "DE-3"- 'H' (Multiple Dwellings - Holding) District, modified to "DE-3" (Multiple Dwellings) District, modified, for the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3 of By-law No. 97-195.
4. By-law No. 6593, as amended by By-law No. 97-195, is further amended by adding this by-law to section 19B as Schedule S-1387a.
5. Sheet No. W-13 of the District Maps, as amended by By-law No. 97-195, are amended by marking the lands referred to in section 1. of this by-law, S-1387a.
6. In all other respects, By-law No. 97-195 is hereby confirmed, unchanged.

PASSED this 14th day of April A.D. 1998.

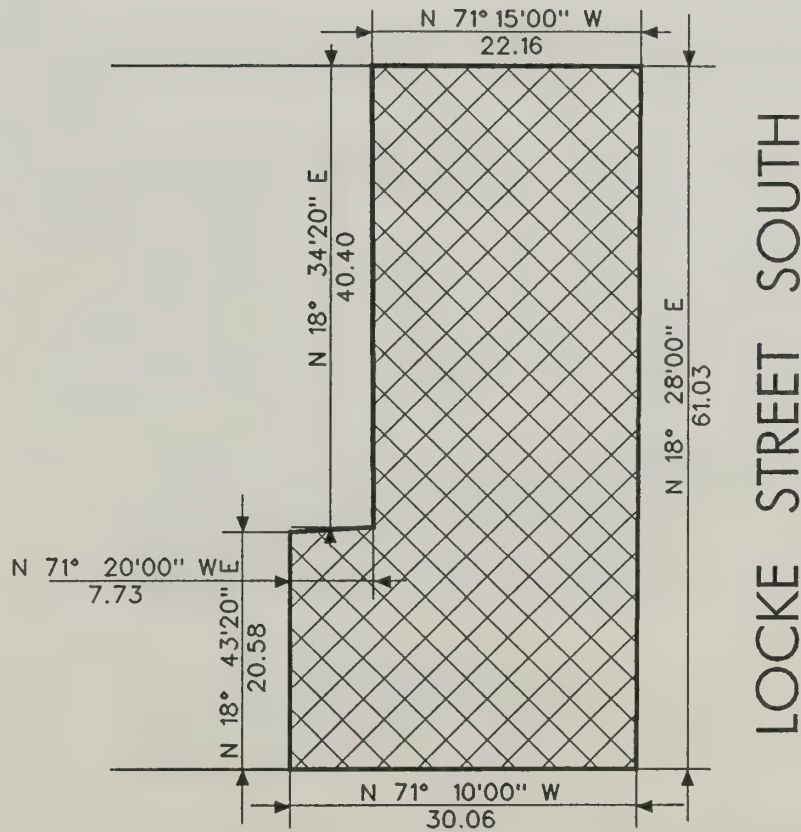

CITY CLERK




MAYOR

(1998) 7 R.P.D.C. , April 14
Good Shepard Non-Profit Homes Inc., prospective owner
ZAR-98-07

JACKSON STREET WEST



LOCKE STREET SOUTH

CANADA STREET

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-123
Passed the 14th day of April, 1998.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 98-123

to Amend By-Law No. 6593

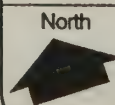
Planning and Development Department

Legend

Change in zoning from:



"DE-3"-H (Multiple Dwellings - Holding) District, modified
to "DE-3" (Multiple Dwellings) District, modified



Scale
NOT TO SCALE

Date
April 1998

Reference File No.
ZAR-98-09

Drawn By
B. B.

BY-LAW NO. 98 - 124

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14th DAY OF APRIL, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

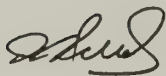
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of April 1998



CITY CLERK



MAYOR



BY-LAW NO. 98 - 125

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 16TH DAY OF
APRIL, 1998.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

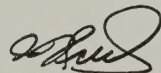
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

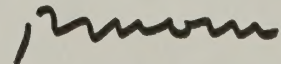
16TH

day of APRIL

A.D. 1998



CITY CLERK



MAYOR



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